



Reprinted  
April 11, 2007

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## ENGROSSED HOUSE BILL No. 1001

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DIGEST OF HB 1001 (Updated April 10, 2007 6:03 am - DI 73)

**Citations Affected:** Numerous provisions throughout the Indiana Code.

**Synopsis:** State Budget. Appropriates money for state agencies and other distributions. Specifies the school funding formula to be used to distribute state tuition support to schools. Authorizes construction and bonding for certain projects. Provides that the balance in the state rainy day fund at the end of a state fiscal year is appropriated to the state general fund only to the extent the balance exceeds 10% (rather than 7%, under current law) of state general fund revenues. Provides that before a state agency may enter into certain contracts or agreements: (1) the state agency must conduct a public hearing; and (2) the budget committee must make a recommendation to the budget agency. Specifies that these requirements apply only to a contract or agreement that is first entered into by a state agency and a private contractor or vendor after June 30, 2007, and under which: (1) the initial term of the contract or agreement plus the term of any possible renewal or extension periods is at least four years; (2) the amount to be paid by the state agency during the initial term and possible renewal or extension periods is, or is estimated to be, at least \$10,000,000; and (3) the private contractor or vendor will provide services that before the  
(Digest next page)

**Effective:** Upon passage; July 1, 2006 (retroactive); January 1, 2007 (retroactive); July 1, 2007; January 1, 2008.

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### Crawford, Cochran

(SENATE SPONSORS — MEEKS, MRVAN, KENLEY, SIMPSON)

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January 23, 2007, read first time and referred to Committee on Ways and Means.  
February 19, 2007, amended reported — Do Pass.  
February 21, 2007, read second time, amended, ordered engrossed.  
February 22, 2007, engrossed; read third time, recommitted to Committee of One, amended.  
February 23, 2007, re-engrossed; passed. Yeas 51, nays 48.

#### SENATE ACTION

March 5, 2007, read first time and referred to Committee on Appropriations.  
April 5, 2007, amended, reported — Do Pass.  
April 10, 2007, read second time, amended, ordered engrossed.

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## Digest Continued

effective date of the contract or agreement are provided directly by employees of the state agency. Provides that if services are being provided by a contractor or vendor under such a contract, a state agency may have employees of the state agency directly provide the services only if the state agency conducts a public hearing and the budget committee makes a recommendation to the budget agency. Provides for an exemption from withholding Social Security taxes from amounts paid to election officials or workers that are less than \$1,300 per year. Updates references to the Internal Revenue Code. Provides a tax exemption for the National Football League Super Bowl. Provides that if a school corporation experiences a property tax shortfall, the amount of the property tax distribution to a charter school in the school corporation shall be adjusted by the department of local government finance to ensure that the charter school bears a proportionate share of the property tax shortfall. Provides that no additional virtual charter schools may be established after May 15, 2007, and before July 1, 2009. Specifies that a virtual charter school may not increase the virtual charter school's enrollment beyond the approved enrollment for the virtual charter school for year one as specified in the virtual charter school's charter. Specifies that a virtual charter school's total target revenue for a calendar year is equal to: (1) 100% of the statewide average target revenue per ADM for the previous calendar year; multiplied by (2) the virtual charter school's ADM for the current year. Provides that a virtual charter school is not entitled to a primetime distribution or a vocational education grant. Provides that a charter school may receive technology funds. Allows the employees of a charter school to participate in a private pension or retirement benefit program. Prohibits a school corporation from making a covenant that unneeded real property may not be sold to another educational institution. Provides that certain maximum caseload levels for child protection caseworkers and child welfare caseworkers apply beginning in 2009. Allocates certain money available under the federal Reed Act. Provides that if a school corporation enters into a lease agreement with the Indiana bond bank for the lease of school buses and in the first year of the lease agreement there would otherwise be a reduction in the school corporation's tax levy: (1) the tax levy may not be reduced; and (2) that part of the tax levy may be retained in the school bus replacement fund, transferred to the school transportation fund, or transferred to the capital projects fund. Specifies that money in certain nonreverting funds remains available to be used. Provides that an office of the legislative branch of state government is not required to deposit funds on the business day following receipt if the funds on hand do not exceed \$100. Provides that the salary matrices for alcohol and tobacco enforcement officers, Indiana state police officers, and department of natural resources enforcement officers are divided into increments for up to 20 years of service. Amends the property tax replacement credit schedule to reverse payment delays. Eliminates accrued payment delays to state educational institutions, the Indiana Higher Education Telecommunication System, and the Indiana commission for higher education. Maintains the \$7 automated recordkeeping fee in civil, criminal, infraction, and ordinance violation actions until 2011. Provides that the fee would decrease to \$4 in 2011. (Under current law the fee would decrease to \$4 in 2009.) Specifies the five counties in which a riverboat is currently operating as the Ohio River counties for which a riverboat owner's license may be issued. Provides that a person holding a riverboat owner's license may not move the person's riverboat from the county in which the riverboat was docked on January 1, 2007, to any other county. Provides that after 30 days of employment with the state a state employee is automatically enrolled in the deferred compensation plan unless the employee notifies the state otherwise.



## Digest Continued

Requires the state to deduct from an employee's compensation as a contribution to the state deferred compensation plan an amount equal to the maximum amount matched by the state, unless the employee affirmatively chooses to contribute a different amount or zero. Establishes the sixth district of the court of appeals of Indiana as of January 1, 2009. Provides that the entire state constitutes the sixth district. Adds a second judge to the Floyd superior court. Allows the judge of the Franklin circuit court to appoint one full-time magistrate. Allows the judges of the Hamilton superior court to jointly appoint a second full-time magistrate. Adds a second judge to the Jackson superior court beginning January 1, 2009, and removes a provision requiring the court to sit at Seymour. Establishes the school scholarship tax credit. Allows a scholarship granting organization to apply to the department of state revenue for certification of an educational scholarship program. Specifies that public funds may not be used to conduct embryonic stem cell research. Specifies that \$0.02 of the riverboat admissions tax in Lake County shall be paid to the northwest Indiana law enforcement training center. Makes other changes.



First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular or Special Session of the General Assembly.

## ENGROSSED HOUSE BILL No. 1001

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A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration and to make an appropriation.

*Be it enacted by the General Assembly of the State of Indiana:*

**1 SECTION 1. [EFFECTIVE JULY 1, 2007]**

**2**

**3 (a) The following definitions apply throughout this act:**

**4 (1) "Augmentation allowed" means the governor and the budget agency are**  
**5 authorized to add to an appropriation in this act from revenues accruing to the**  
**6 fund from which the appropriation was made.**

**7 (2) "Biennium" means the period beginning July 1, 2007, and ending June 30, 2009.**  
**8 Appropriations appearing in the biennial column for construction or other permanent**  
**9 improvements do not revert under IC 4-13-2-19 and may be allotted.**

**10 (3) "Deficiency appropriation" or "special claim" means an appropriation available**  
**11 during the 2006-2007 fiscal year.**

**12 (4) "Equipment" includes machinery, implements, tools, furniture,**  
**13 furnishings, vehicles, and other articles that have a calculable period of service**  
**14 that exceeds twelve (12) calendar months.**

**15 (5) "Fee replacement" includes payments to universities to be used to pay indebtedness**  
**16 resulting from financing the cost of planning, purchasing, rehabilitation, construction,**  
**17 repair, leasing, lease-purchasing, or otherwise acquiring land, buildings, facilities,**  
**18 and equipment to be used for academic and instructional purposes.**

**19 (6) "Other operating expense" includes payments for "services other than personal",**  
**20 "services by contract", "supplies, materials, and parts", "grants, subsidies, refunds,**  
**21 and awards", "in-state travel", "out-of-state travel", and "equipment".**





(7) "Pension fund contributions" means the state of Indiana's contributions to a specific retirement fund.

(8) "Personal services" includes payments for salaries and wages to officers and employees of the state (either regular or temporary), payments for compensation awards, and the employer's share of Social Security, health insurance, life insurance, dental insurance, vision insurance, deferred compensation - state match, leave conversion, disability, and retirement fund contributions.

(9) "SSBG" means the Social Services Block Grant. This was formerly referred to as "Title XX".

(10) "State agency" means:

(A) each office, officer, board, commission, department, division, bureau, committee, fund, agency, authority, council, or other instrumentality of the state;

(B) each hospital, penal institution, and other institutional enterprise of the state;

(C) the judicial department of the state; and

(D) the legislative department of the state.

However, this term does not include cities, towns, townships, school cities, school townships, school districts, other municipal corporations or political subdivisions of the state, or universities and colleges supported in whole or in part by state funds.

(11) "Total operating expense" includes payments for both "personal services" and "other operating expense".

(b) The state board of finance may authorize advances to boards or persons having control of the funds of any institution or department of the state of a sum of money out of any appropriation available at such time for the purpose of establishing working capital to provide for payment of expenses in the case of emergency when immediate payment is necessary or expedient. Advance payments shall be made by warrant by the auditor of state, and properly itemized and receipted bills or invoices shall be filed by the board or persons receiving the advance payments.

(c) All money appropriated by this act shall be considered either a direct appropriation or an appropriation from a rotary or revolving fund.

(1) Direct appropriations are subject to withdrawal from the state treasury and for expenditure for such purposes, at such time, and in such manner as may be prescribed by law. Direct appropriations are not subject to return and rewithdrawal from the state treasury, except for the correction of an error which may have occurred in any transaction or for reimbursement of expenditures which have occurred in the same fiscal year.

(2) A rotary or revolving fund is any designated part of a fund that is set apart as working capital in a manner prescribed by law and devoted to a specific purpose or purposes. The fund consists of earnings and income only from certain sources or a combination thereof. The money in the fund shall be used for the purpose designated by law as working capital. The fund at any time consists of the original appropriation thereto, if any, all receipts accrued to the fund, and all money withdrawn from the fund and invested or to be invested. The fund shall be kept intact by separate entries in the auditor of state's office, and no part thereof shall be used for any purpose other than the lawful purpose of the fund or revert to any other fund at any time. However, any unencumbered excess above any prescribed amount shall be transferred to the state general fund at the close of each fiscal year unless otherwise specified in the Indiana Code.



**SECTION 2. [EFFECTIVE JULY 1, 2007]**

For the conduct of state government, its offices, funds, boards, commissions, departments, societies, associations, services, agencies, and undertakings, and for other appropriations not otherwise provided by statute, the following sums in SECTIONS 3 through 10 are appropriated for the periods of time designated from the general fund of the state of Indiana or other specifically designated funds.

In this act, whenever there is no specific fund or account designated, the appropriation is from the general fund.

**SECTION 3. [EFFECTIVE JULY 1, 2007]**

**GENERAL GOVERNMENT**

**A. LEGISLATIVE**

**FOR THE GENERAL ASSEMBLY**

**LEGISLATORS' SALARIES - HOUSE**

Total Operating Expense	4,203,191	4,870,227
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**HOUSE EXPENSES**

Total Operating Expense	9,936,755	10,097,001
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**LEGISLATORS' SALARIES - SENATE**

Total Operating Expense	1,571,845	1,596,366
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**SENATE EXPENSES**

Total Operating Expense	9,833,000	10,905,931
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Included in the above appropriations for house and senate expenses are funds for a legislative business per diem allowance, meals, and other usual and customary expenses associated with legislative affairs. Except as provided below, this allowance is to be paid to each member of the general assembly for every day, including Sundays, during which the general assembly is convened in regular or special session, commencing with the day the session is officially convened and concluding with the day the session is adjourned sine die. However, after five (5) consecutive days of recess, the legislative business per diem allowance is to be made on an individual voucher basis until the recess concludes.

Members of the general assembly are entitled, when authorized by the speaker of the house or the president pro tempore of the senate, to the legislative business per diem allowance for each and every day engaged in official business.

The legislative business per diem allowance that each member of the general assembly is entitled to receive equals the maximum daily amount allowable to employees of the executive branch of the federal government for subsistence expenses while away from home in travel status in the Indianapolis area. The legislative business per diem changes each time there is a change in that maximum daily amount.

In addition to the legislative business per diem allowance, each member of the general



assembly shall receive the mileage allowance in an amount equal to the standard mileage rates for personally owned transportation equipment established by the federal Internal Revenue Service for each mile necessarily traveled from the member's usual place of residence to the state capitol. However, if the member traveled by a means other than by motor vehicle, and the member's usual place of residence is more than one hundred (100) miles from the state capitol, the member is entitled to reimbursement in an amount equal to the lowest air travel cost incurred in traveling from the usual place of residence to the state capitol. During the period the general assembly is convened in regular or special session, the mileage allowance shall be limited to one (1) round trip each week per member.

Any member of the general assembly who is appointed, by the governor, speaker of the house, president or president pro tempore of the senate, house or senate minority floor leader, or Indiana legislative council to serve on any research, study, or survey committee or commission, or who attends any meetings authorized or convened under the auspices of the Indiana legislative council, including pre-session conferences and federal-state relations conferences, is entitled, when authorized by the legislative council, to receive the legislative business per diem allowance for each day in actual attendance and is also entitled to a mileage allowance, at the rate specified above, for each mile necessarily traveled from the member's usual place of residence to the state capitol, or other in-state site of the committee, commission, or conference. The per diem allowance and the mileage allowance permitted under this paragraph shall be paid from the legislative council appropriation for legislator and lay member travel unless the member is attending an out-of-state meeting, as authorized by the speaker of the house of representatives or the president pro tempore of the senate, in which case the member is entitled to receive:

- (1) the legislative business per diem allowance for each day the member is engaged in approved out-of-state travel; and
- (2) reimbursement for traveling expenses actually incurred in connection with the member's duties, as provided in the state travel policies and procedures established by the legislative council.

Notwithstanding the provisions of this or any other statute, the legislative council may adopt, by resolution, travel policies and procedures that apply only to members of the general assembly or to the staffs of the house of representatives, senate, and legislative services agency, or both members and staffs. The legislative council may apply these travel policies and procedures to lay members serving on research, study, or survey committees or commissions that are under the jurisdiction of the legislative council. Notwithstanding any other law, rule, or policy, the state travel policies and procedures established by the Indiana department of administration and approved by the budget agency do not apply to members of the general assembly, to the staffs of the house of representatives, senate, or legislative services agency, or to lay members serving on research, study, or survey committees or commissions under the jurisdiction of the legislative council (if the legislative council applies its travel policies and procedures to lay members under the authority of this SECTION), except that, until the legislative council adopts travel policies and procedures, the state travel policies and procedures established by the Indiana department of administration and approved by the budget agency apply to members of the general assembly, to the staffs of the house of representatives, senate, and legislative



services agency, and to lay members serving on research, study, or survey committees or commissions under the jurisdiction of the legislative council. The executive director of the legislative services agency is responsible for the administration of travel policies and procedures adopted by the legislative council. The auditor of state shall approve and process claims for reimbursement of travel related expenses under this paragraph based upon the written affirmation of the speaker of the house of representatives, the president pro tempore of the senate, or the executive director of the legislative services agency that those claims comply with the travel policies and procedures adopted by the legislative council. If the funds appropriated for the house and senate expenses and legislative salaries are insufficient to pay all the necessary expenses incurred, including the cost of printing the journals of the house and senate, there is appropriated such further sums as may be necessary to pay such expenses.

#### LEGISLATORS' SUBSISTENCE

##### LEGISLATORS' EXPENSES - HOUSE

Total Operating Expense	2,455,520	2,432,543
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##### LEGISLATORS' EXPENSES - SENATE

Total Operating Expense	1,200,000	1,150,000
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Each member of the general assembly is entitled to a subsistence allowance of forty percent (40%) of the maximum daily amount allowable to employees of the executive branch of the federal government for subsistence expenses while away from home in travel status in the Indianapolis area:

- (1) each day that the general assembly is not convened in regular or special session; and
- (2) each day after the first session day held in November and before the first session day held in January.

However, the subsistence allowance under subdivision (2) may not be paid with respect to any day after the first session day held in November and before the first session day held in January with respect to which all members of the general assembly are entitled to a legislative business per diem.

The subsistence allowance is payable from the appropriations for legislators' subsistence.

The officers of the senate are entitled to the following amounts annually in addition to the subsistence allowance: president pro tempore, \$7,000; assistant president pro tempore, \$3,000; majority floor leader, \$5,500; assistant majority floor leader, \$3,500; majority caucus chair, \$5,500; assistant majority caucus chair, \$1,500; appropriations committee chair, \$5,500; tax and fiscal policy committee chair, \$5,500; appropriations committee ranking majority member, \$2,000; tax and fiscal policy committee ranking majority member, \$2,000; majority whip, \$4,000; assistant majority whip, \$2,000; minority floor leader, \$6,000; minority leader pro tempore, \$1,500; minority caucus chair, \$5,000; minority assistant floor leader, \$5,000; appropriations committee ranking minority member, \$2,000; tax and fiscal policy committee ranking minority member, \$2,000; minority whip, \$3,000; assistant minority whip, \$1,000; assistant minority caucus chair, \$1,000; agriculture and small business committee chair, \$1,000; commerce, public policy, and interstate cooperation committee chair, \$1,000; corrections,



criminal, and civil matters committee chair, \$1,000; energy and environmental affairs committee chair, \$1,000; pensions and labor committee chair, \$1,000; health and provider services committee chair, \$1,000; insurance and financial institutions committee chair, \$1,000; and natural resources committee chair, \$1,000.

Officers of the house of representatives are entitled to the following amounts annually in addition to the subsistence allowance: speaker of the house, \$6,500; speaker pro tempore, \$5,000; deputy speaker pro tempore, \$1,500; majority leader, \$5,000; majority caucus chair, \$5,000; assistant majority caucus chair, \$1,000; ways and means committee chair, \$5,000; ways and means committee ranking majority member, \$3,000; ways and means committee, chairman of the education subcommittee, \$1,500; speaker pro tempore emeritus, \$1,500; budget subcommittee chair, \$3,000; majority whip, \$3,500; assistant majority whip, \$1,000; assistant majority leader, \$1,000; minority leader, \$5,500; minority caucus chair, \$4,500; ways and means committee ranking minority member, \$3,500; minority whip, \$2,500; assistant minority leader, \$4,500; second assistant minority leader, \$1,500; and deputy assistant minority leader, \$1,000.

If the senate or house of representatives eliminates a committee or officer referenced in this SECTION and replaces the committee or officer with a new committee or position, the foregoing appropriations for subsistence shall be used to pay for the new committee or officer. However, this does not permit any additional amounts to be paid under this SECTION for a replacement committee or officer than would have been spent for the eliminated committee or officer. If the senate or house of representatives creates a new additional committee or officer, or assigns additional duties to an existing officer, the foregoing appropriations for subsistence shall be used to pay for the new committee or officer, or to adjust the annual payments made to the existing officer, in amounts determined by the legislative council.

If the funds appropriated for legislators' subsistence are insufficient to pay all the subsistence incurred, there are hereby appropriated such further sums as may be necessary to pay such subsistence.

**FOR THE LEGISLATIVE COUNCIL AND THE LEGISLATIVE SERVICES AGENCY**

<b>Total Operating Expense</b>	<b>9,244,000</b>	<b>9,605,000</b>
<b>LEGISLATOR AND LAY MEMBER TRAVEL</b>		
<b>Total Operating Expense</b>	<b>610,000</b>	<b>635,000</b>

Included in the above appropriations for the legislative council and legislative services agency expenses are funds for usual and customary expenses associated with legislative services.

If the funds above appropriated for the legislative council and the legislative services agency and legislator and lay member travel are insufficient to pay all the necessary expenses incurred, there are hereby appropriated such further sums as may be necessary to pay those expenses.

Any person other than a member of the general assembly who is appointed by the governor, speaker of the house, president or president pro tempore of the senate, house or senate minority floor leader, or legislative council to serve on any research, study,



or survey committee or commission is entitled, when authorized by the legislative council, to a per diem instead of subsistence of \$75 per day during the 2007-2009 biennium. In addition to the per diem, such a person is entitled to mileage reimbursement, at the rate specified for members of the general assembly, for each mile necessarily traveled from the person's usual place of residence to the state capitol or other in-state site of the committee, commission, or conference. However, reimbursement for any out-of-state travel expenses claimed by lay members serving on research, study, or survey committees or commissions under the jurisdiction of the legislative council shall be based on SECTION 14 of this act, until the legislative council applies those travel policies and procedures that govern legislators and their staffs to such lay members as authorized elsewhere in this SECTION. The allowance and reimbursement permitted in this paragraph shall be paid from the legislative council appropriations for legislative and lay member travel unless otherwise provided for by a specific appropriation.

#### LEGISLATIVE COUNCIL CONTINGENCY FUND

Total Operating Expense	223,614
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Disbursements from the fund may be made only for purposes approved by the chairman and vice chairman of the legislative council.

The legislative services agency shall charge the following fees, unless the legislative council sets these or other fees at different rates:

Annual subscription to the session document service for sessions ending in odd-numbered years: \$900

Annual subscription to the session document service for sessions ending in even-numbered years: \$500

Per page charge for copies of legislative documents: \$0.15

Annual charge for interim calendar: \$10

Daily charge for the journal of either house: \$2

#### PRINTING AND DISTRIBUTION

Total Operating Expense	872,000	905,000
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The above funds are appropriated for the printing and distribution of documents published by the legislative council. These documents include journals, bills, resolutions, enrolled documents, the acts of the first and second regular sessions of the 115th general assembly, the supplements to the Indiana Code for fiscal years 2007-2008 and 2008-2009, and the publication of the Indiana Administrative Code and the Indiana Register. Upon completion of the distribution of the Acts and the supplements to the Indiana Code, as provided in IC 2-6-1.5, remaining copies may be sold at a price or prices periodically determined by the legislative council. If the above appropriations for the printing and distribution of documents published by the legislative council are insufficient to pay all of the necessary expenses incurred, there are hereby



appropriated such sums as may be necessary to pay such expenses.

**COUNCIL OF STATE GOVERNMENTS ANNUAL DUES**

Other Operating Expense	138,408	143,944
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**NATIONAL CONFERENCE OF STATE LEGISLATURES ANNUAL DUES**

Other Operating Expense	176,357	190,337
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**NATIONAL CONFERENCE OF STATE LEGISLATURES ANNUAL TRAINING SEMINAR**

Total Operating Expense		45,000
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**NATIONAL CONFERENCE OF INSURANCE LEGISLATORS ANNUAL DUES**

Other Operating Expense	10,000	10,000
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**FOR THE INDIANA LOBBY REGISTRATION COMMISSION**

Total Operating Expense	257,900	271,910
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**FOR THE PUBLIC EMPLOYEES' RETIREMENT FUND**

**LEGISLATORS' RETIREMENT FUND**

Total Operating Expense	100,000	100,000
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**B. JUDICIAL**

**FOR THE SUPREME COURT**

Personal Services	7,385,525	7,611,218
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Other Operating Expense	2,228,592	2,248,365
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The above appropriation for the supreme court personal services includes the subsistence allowance as provided by IC 33-38-5-8.

**LOCAL JUDGES' SALARIES**

Personal Services	50,674,246	50,812,798
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Other Operating Expense	39,000	39,000
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**COUNTY PROSECUTORS' SALARIES**

Personal Services	23,821,199	23,821,199
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Other Operating Expense	31,000	31,000
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The above appropriations for county prosecutors' salaries represent the amounts authorized by IC 33-39-6-5 and that are to be paid from the state general fund.

In addition to the appropriations for local judges' salaries and for county prosecutors' salaries, there are hereby appropriated for personal services the amounts that the state is required to pay for salary changes or for additional courts created by the 115th general assembly.

**JUDICIAL BRANCH INSURANCE ADJUSTMENT**

Total Operating Expense	0	400,000
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The above appropriation, authorized by IC 33-38-5-8.2(i), is made in addition to the revenues deposited into the judicial branch insurance adjustment account from the judicial insurance adjustment fees collected through IC 33-37-5-25. The money in the judicial branch insurance adjustment account is for the purpose of meeting the expenses of providing health care



adjustments to judicial officers.

### TRIAL COURT OPERATIONS

Total Operating Expense	527,750	527,750
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### INDIANA CONFERENCE FOR LEGAL EDUCATION OPPORTUNITY

Total Operating Expense	715,000	715,000
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The above funds are appropriated to the division of state court administration in compliance with the provisions of IC 33-24-13-7.

### PUBLIC DEFENDER COMMISSION

Total Operating Expense	4,600,000	4,600,000
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The above appropriation is made in addition to the distribution authorized by IC 33-37-7-9(c) for the purpose of reimbursing counties for indigent defense services provided to a defendant. The division of state court administration of the supreme court of Indiana shall provide staff support to the commission and shall administer the public defense fund. The administrative costs may come from the public defense fund. Any balance in the public defense fund is appropriated to the public defender commission.

### GUARDIAN AD LITEM

Total Operating Expense	1,972,658	2,172,658
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The division of state court administration shall use the foregoing appropriation to administer an office of guardian ad litem and court appointed special advocate services and to provide matching funds to counties that are required to implement, in courts with juvenile jurisdiction, a guardian ad litem and court appointed special advocate program for children who are alleged to be victims of child abuse or neglect under IC 31-33 and to administer the program. A county may use these matching funds to supplement amounts collected as fees under IC 31-40-3 to be used for the operation of guardian ad litem and court appointed special advocate programs. The county fiscal body shall appropriate adequate funds for the county to be eligible for these matching funds.

### CIVIL LEGAL AID

Total Operating Expense	1,000,000	1,000,000
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The above funds are appropriated to the division of state court administration in compliance with the provisions of IC 33-24-12-7.

### SPECIAL JUDGES - COUNTY COURTS

Personal Services	15,000	15,000
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Other Operating Expense	134,000	134,000
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If the funds appropriated above for special judges of county courts are insufficient to pay all of the necessary expenses that the state is required to pay under IC 34-35-1-4, there are hereby appropriated such further sums as may be necessary to pay these expenses.





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**COMMISSION ON RACE AND GENDER FAIRNESS**

<b>Total Operating Expense</b>	<b>320,996</b>	<b>330,996</b>
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**FOR THE COURT OF APPEALS**

<b>Personal Services</b>	<b>8,902,011</b>	<b>9,141,271</b>
<b>Other Operating Expense</b>	<b>1,467,625</b>	<b>1,249,470</b>

The above appropriations for the court of appeals personal services includes the subsistence allowance provided by IC 33-38-5-8.

**FOR THE TAX COURT**

<b>Personal Services</b>	<b>516,747</b>	<b>529,050</b>
<b>Other Operating Expense</b>	<b>128,927</b>	<b>143,963</b>

**FOR THE JUDICIAL CENTER**

<b>Personal Services</b>	<b>1,703,245</b>	<b>1,833,579</b>
<b>Other Operating Expense</b>	<b>1,238,337</b>	<b>1,240,419</b>

The above appropriations for the judicial center include the appropriations for the judicial conference.

**DRUG AND ALCOHOL PROGRAMS FUND**

<b>Total Operating Expense</b>	<b>299,010</b>	<b>299,010</b>
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The above funds are appropriated under IC 33-37-7-9 for the purpose of administering, certifying, and supporting alcohol and drug services programs under IC 12-23-14. However, if the receipts are less than the appropriation, the center may not spend more than is collected.

**INTERSTATE COMPACT FOR ADULT OFFENDER SUPERVISION**

<b>Total Operating Expense</b>	<b>200,000</b>	<b>200,000</b>
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**FOR THE PUBLIC DEFENDER**

<b>Personal Services</b>	<b>5,929,203</b>	<b>6,120,821</b>
<b>Other Operating Expense</b>	<b>985,133</b>	<b>985,133</b>

**FOR THE PUBLIC DEFENDER COUNCIL**

<b>Personal Services</b>	<b>877,229</b>	<b>907,810</b>
<b>Other Operating Expense</b>	<b>339,821</b>	<b>339,821</b>

**FOR THE PROSECUTING ATTORNEYS' COUNCIL**

<b>Personal Services</b>	<b>602,508</b>	<b>622,705</b>
<b>Other Operating Expense</b>	<b>581,948</b>	<b>581,948</b>

**DRUG PROSECUTION**

**Drug Prosecution Fund (IC 33-39-8-6)**

<b>Total Operating Expense</b>	<b>103,436</b>	<b>103,436</b>
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**Augmentation allowed.**



**FOR THE PUBLIC EMPLOYEES' RETIREMENT FUND**

**JUDGES' RETIREMENT FUND**

Other Operating Expense	10,753,661	11,708,522
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**PROSECUTORS' RETIREMENT FUND**

Other Operating Expense	170,000	170,000
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**C. EXECUTIVE**

**FOR THE GOVERNOR'S OFFICE**

Personal Services	2,002,085	2,002,085
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Other Operating Expense	375,000	375,000
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**GOVERNOR'S RESIDENCE**

Total Operating Expense	148,724	148,724
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**GOVERNOR'S CONTINGENCY FUND**

Total Operating Expense		170,000
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Direct disbursements from the above contingency fund are not subject to the provisions of IC 5-22.

**GOVERNOR'S FELLOWSHIP PROGRAM**

Total Operating Expense	250,045	250,045
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**FOR THE WASHINGTON LIAISON OFFICE**

Total Operating Expense	150,000	150,000
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**FOR THE LIEUTENANT GOVERNOR**

Personal Services	1,780,280	1,780,280
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Other Operating Expense	724,410	724,410
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**CONTINGENCY FUND**

Total Operating Expense		34,626
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Direct disbursements from the above contingency fund are not subject to the provisions of IC 5-22.

**FOR THE SECRETARY OF STATE**

**ADMINISTRATION**

Personal Services	2,148,297	2,148,297
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Other Operating Expense	255,919	255,919
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**FOR THE ATTORNEY GENERAL**

**ATTORNEY GENERAL**

**From the General Fund**

14,463,506	14,463,506
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**From the Homeowner Protection Fund (IC 4-6-12-9)**

654,047	654,047
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**Augmentation allowed.**

**From the Motor Vehicle Odometer Fund (IC 9-29-1-5)**

81,350	81,350
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**Augmentation allowed.**



1	From the Medicaid Fraud Control Unit Fund (IC 4-6-10-1)		
2		515,935	515,935
3	Augmentation allowed.		
4	From the Victims' Assistance Address Confidentiality Fund (IC 5-2-6-14)		
5		59,929	59,929
6	Augmentation allowed.		
7	From the Consumer Fees and Settlements Fund (IC 24-4.7-3-6)		
8		148,228	148,228
9	Augmentation allowed.		
10	From the Real Estate Appraiser Licensing Fund (IC 25-34.1-8-7)		
11		68,174	68,174
12	Augmentation allowed.		
13	From the Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
14		494,467	494,467
15	Augmentation allowed.		
16	From the Abandoned Property Fund (IC 32-34-1-33)		
17		216,303	216,303
18	Augmentation allowed.		
19			
20	The amounts specified from the general fund, homeowner protection fund, motor vehicle		
21	odometer fund, medicaid fraud control unit fund, victims' assistance address confidentiality		
22	fund, consumer fees and settlements fund, real estate appraisers licensing fund,		
23	tobacco master settlement fund, and abandoned property fund are for the following		
24	purposes:		
25			
26	Personal Services	15,530,898	15,530,898
27	Other Operating Expense	1,171,041	1,171,041
28			
29	HOMEOWNER PROTECTION UNIT (IC 4-6-12-9)		
30	Total Operating Expense	63,391	63,391
31	MEDICAID FRAUD UNIT		
32	Total Operating Expense	829,789	829,789
33			
34	The above appropriations to the Medicaid fraud unit are the state's matching share		
35	of the state Medicaid fraud control unit under IC 4-6-10 as prescribed by 42 U.S.C.		
36	1396b(q). Augmentation allowed from collections.		
37			
38	UNCLAIMED PROPERTY		
39	Abandoned Property Fund (IC 32-34-1-33)		
40	Personal Services	1,317,228	1,317,228
41	Other Operating Expense	3,172,360	3,172,360
42	Augmentation allowed.		
43			
44	D. FINANCIAL MANAGEMENT		
45			
46	FOR THE AUDITOR OF STATE		
47	Personal Services	4,587,218	4,587,218
48	Other Operating Expense	1,388,632	1,388,632
49	GOVERNORS' AND GOVERNORS' SURVIVING SPOUSES' PENSIONS		



1                   **Total Operating Expense**

**123,500**

**123,500**

2

3           **The above appropriations for governors' and governors' surviving spouses' pensions**  
4           **are made under IC 4-3-3.**

5

6           **FOR THE STATE BOARD OF ACCOUNTS**

7                   **Personal Services**

**20,798,302**

**20,798,302**

8                   **Other Operating Expense**

**1,340,277**

**1,340,277**

9                   **GOVERNOR ELECT**

10                   **Total Operating Expense**

**0**

**40,000**

11

12           **FOR THE STATE BUDGET COMMITTEE**

13                   **Total Operating Expense**

**60,000**

**60,000**

14

15           **Notwithstanding IC 4-12-1-11(b), the salary per diem of the legislative members of**  
16           **the budget committee is an amount equal to one hundred fifty percent (150%) of the**  
17           **legislative business per diem allowance. If the above appropriations are insufficient**  
18           **to carry out the necessary operations of the budget committee, there are hereby**  
19           **appropriated such further sums as may be necessary.**

20

21           **FOR THE OFFICE OF MANAGEMENT AND BUDGET**

22                   **Personal Services**

**1,192,305**

**1,192,305**

23                   **Other Operating Expense**

**65,958**

**65,958**

24

25           **FOR THE STATE BUDGET AGENCY**

26                   **Personal Services**

**3,118,097**

**3,118,097**

27                   **Other Operating Expense**

**512,409**

**512,409**

28

29           **STATEWIDE INFORMATION TECHNOLOGY PROJECTS**

30                   **Total Operating Expense**

**0**

**2,000,000**

31

32           **BUILD INDIANA FUND ADMINISTRATION**

33                   **Build Indiana Fund (IC 4-30-17)**

34                   **Other Operating Expense**

**1**

**1**

35

36           **DEPARTMENTAL AND INSTITUTIONAL EMERGENCY CONTINGENCY FUND**

37                   **Total Operating Expense**

**10,000,000**

38

39           **The foregoing departmental and institutional emergency contingency fund appropriation**  
40           **is subject to allotment to departments, institutions, and all state agencies by the**  
41           **budget agency with the approval of the governor. These allocations may be made upon**  
42           **written request of proper officials, showing that contingencies exist that require**  
43           **additional funds for meeting necessary expenses. The budget committee shall be advised**  
44           **of each transfer request and allotment.**

45

46           **OUTSIDE BILLS CONTINGENCY**

47                   **Total Operating Expense**

**10,000,000**

48

49           **PERSONAL SERVICES/FRINGE BENEFITS CONTINGENCY FUND**



1	<b>Total Operating Expense</b>		<b>89,000,000</b>
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2

3 **The foregoing personal services/fringe benefits contingency fund appropriation is**

4 **subject to allotment to departments, institutions, and all state agencies by the**

5 **budget agency with the approval of the governor.**

6

7 **The foregoing personal services/fringe benefits contingency fund appropriation may**

8 **only be used for salary increases, fringe benefit increases, an employee leave conversion**

9 **program, or a state retiree health program for state employees and may not be used**

10 **for any other purpose.**

11

12 **The foregoing personal services/fringe benefits contingency fund appropriation does**

13 **not revert at the end of the biennium but remains in the personal services/fringe**

14 **benefits contingency fund.**

15

16 **STATE RETIREE HEALTH PLAN**

17	<b>Total Operating Expense</b>		<b>46,000,000</b>
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18

19 **The foregoing appropriation for the state retiree health plan:**

20 **(1) does not revert at the end of the biennium but remains in the state retiree health**

21 **plan fund; and**

22 **(2) is not subject to transfer to any other fund or to transfer, assignment, or reassignment**

23 **for any other use or purpose by the state board of finance notwithstanding IC 4-9.1-1-7**

24 **and IC 4-13-2-23 or by the budget agency notwithstanding IC 4-12-1-12, or any other**

25 **law.**

26

27 **COMPREHENSIVE HEALTH INSURANCE ASSOCIATION STATE SHARE**

28	<b>Total Operating Expense</b>	<b>44,300,000</b>	<b>46,500,000</b>
29	<b>Augmentation Allowed.</b>		

30

31 **SCHOOL AND LIBRARY INTERNET CONNECTION**

32	<b>Build Indiana Fund (IC 4-30-17)</b>		
33	<b>Other Operating Expense</b>		<b>7,000,000</b>

34

35 **Of the foregoing appropriations, \$2,300,000 each year shall be used for schools under**

36 **IC 4-34-3-4, and \$1,200,000 each year shall be used for libraries under IC 4-34-3-2.**

37

38 **INSPIRE (IC 4-34-3-2)**

39	<b>Build Indiana Fund (IC 4-30-17)</b>		
40	<b>Other Operating Expense</b>		<b>3,000,000</b>

41

42 **FOR THE TREASURER OF STATE**

43	<b>Personal Services</b>	<b>827,756</b>	<b>827,756</b>
44	<b>Other Operating Expense</b>	<b>42,350</b>	<b>42,350</b>

45

46 **The treasurer of state, the board for depositories, the Indiana commission for higher**

47 **education, and the state student assistance commission shall cooperate and provide**

48 **to the Indiana education savings authority the following:**

49 **(1) Clerical and professional staff and related support.**



- (2) Office space and services.
- (3) Reasonable financial support for the development of rules, policies, programs, and guidelines, including authority operations and travel.

#### **E. TAX ADMINISTRATION**

##### **FOR THE DEPARTMENT OF REVENUE COLLECTION AND ADMINISTRATION General Fund**

<b>54,187,575</b>	<b>53,427,575</b>
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##### **Motor Carrier Regulation Fund (IC 8-2.1-23)**

<b>794,261</b>	<b>794,261</b>
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##### **Motor Vehicle Highway Account (IC 8-14-1)**

<b>2,449,434</b>	<b>2,449,434</b>
------------------	------------------

Augmentation allowed from the Motor Carrier Regulation Fund and the Motor Vehicle Highway Account.

The amounts specified from the General Fund, Motor Carrier Regulation Fund, and the Motor Vehicle Highway Account are for the following purposes:

<b>Personal Services</b>	<b>40,726,571</b>	<b>40,726,571</b>
<b>Other Operating Expense</b>	<b>16,704,699</b>	<b>15,944,699</b>

With the approval of the governor and the budget agency, the department shall annually reimburse the state general fund for expenses incurred in support of the collection of dedicated fund revenue according to the department's cost allocation plan.

With the approval of the governor and the budget agency, the foregoing sums for the department of state revenue may be augmented to an amount not exceeding in total, together with the above specific amounts, one and one-tenth percent (1.1%) of the amount of money collected by the department of state revenue from taxes and fees.

#### **OUTSIDE COLLECTIONS**

<b>Total Operating Expense</b>	<b>3,300,000</b>	<b>3,300,000</b>
--------------------------------	------------------	------------------

With the approval of the governor and the budget agency, the foregoing sums for the department of state revenue's outside collections may be augmented to an amount not exceeding in total, together with the above specific amounts, one and one-tenth percent (1.1%) of the amount of money collected by the department from taxes and fees.

#### **MOTOR CARRIER REGULATION**

##### **Motor Carrier Regulation Fund (IC 8-2.1-23)**

<b>Personal Services</b>	<b>1,538,712</b>	<b>1,538,712</b>
--------------------------	------------------	------------------

<b>Other Operating Expense</b>	<b>4,354,961</b>	<b>4,354,961</b>
--------------------------------	------------------	------------------

Augmentation allowed from the Motor Carrier Regulation Fund.

#### **MOTOR FUEL TAX DIVISION**

##### **Motor Vehicle Highway Account (IC 8-14-1)**

<b>Personal Services</b>	<b>8,772,328</b>	<b>8,772,328</b>
--------------------------	------------------	------------------



1	<b>Other Operating Expense</b>	<b>1,625,300</b>	<b>1,625,300</b>
2	<b>Augmentation allowed from the Motor Vehicle Highway Account.</b>		

3

4 In addition to the foregoing appropriations, there is hereby appropriated to the  
5 department of revenue motor fuel tax division an amount sufficient to pay claims  
6 for refunds on license-fee-exempt motor vehicle fuel as provided by law. The sums  
7 above appropriated from the motor vehicle highway account for the operation of the  
8 motor fuel tax division, together with all refunds for license-fee-exempt motor vehicle  
9 fuel, shall be paid from the receipts of those license fees before they are distributed  
10 as provided by IC 6-6-1.1.

11

12 **FOR THE INDIANA GAMING COMMISSION**

13	<b>State Gaming Fund (IC 4-33-13-3)</b>		
14		<b>3,463,789</b>	<b>3,463,789</b>

15	<b>Gaming Investigations</b>		
16		<b>525,000</b>	<b>525,000</b>

17	<b>State Gambling Enforcement Fund (IC 4-33.5-4)</b>		
18		<b>499,992</b>	<b>499,992</b>

19

20 The amounts specified from the state gaming fund and gaming investigations are  
21 for the following purposes:

22

23	<b>Personal Services</b>	<b>3,535,621</b>	<b>3,535,621</b>
24	<b>Other Operating Expense</b>	<b>953,160</b>	<b>953,160</b>

25

26 The foregoing appropriations to the Indiana gaming commission are made from revenues  
27 accruing to the state gaming fund under IC 4-33-13-3 before any distribution is made  
28 under IC 4-33-13-5.  
29 Augmentation allowed.

30

31 The foregoing appropriations to the Indiana gaming commission are made instead of  
32 the appropriation made in IC 4-33-13-4.

33

34 **FOR THE INDIANA DEPARTMENT OF GAMING RESEARCH**

35	<b>Personal Services</b>	<b>118,297</b>	<b>118,297</b>
36	<b>Other Operating Expense</b>	<b>127,993</b>	<b>127,993</b>

37 Augmentation allowed from fees accruing under IC 4-33-18-8.

38

39 **FOR THE INDIANA HORSE RACING COMMISSION**

40	<b>Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)</b>		
41	<b>Personal Services</b>	<b>2,192,335</b>	<b>2,192,335</b>
42	<b>Other Operating Expense</b>	<b>673,974</b>	<b>673,974</b>

43

44 The foregoing appropriations to the Indiana horse racing commission are made from  
45 revenues accruing to the Indiana horse racing commission before any distribution  
46 is made under IC 4-31-9. Retroactive to July 1, 2005.

47

47 Augmentation allowed.

48

49 **STANDARD BRED ADVISORY BOARD**



1	<b>Standardbred Horse Fund (IC 15-5-5.5-9.5)</b>		
2	<b>Total Operating Expense</b>	<b>193,500</b>	<b>193,500</b>

3

4 The foregoing appropriations to the standardbred advisory board are made from

5 revenues accruing to the Indiana horse racing commission before any distribution

6 is made under IC 4-31-9. Retroactive to July 1, 2005.

7 Augmentation allowed.

8

9 **STANDARD BREED DEVELOPMENT FUND**

10	<b>Standardbred Horse Fund (IC 15-5-5.5-9.5)</b>		
11	<b>Total Operating Expense</b>	<b>3,963,811</b>	<b>3,963,811</b>

12 Augmentation allowed.

13 **THOROUGHBRED BREED DEVELOPMENT FUND**

14	<b>Standardbred Horse Fund (IC 15-5-5.5-9.5)</b>		
15	<b>Total Operating Expense</b>	<b>2,686,139</b>	<b>2,686,139</b>

16 Augmentation allowed.

17 **QUARTER HORSE BREED DEVELOPMENT FUND**

18	<b>Standardbred Horse Fund (IC 15-5-5.5-9.5)</b>		
19	<b>Total Operating Expense</b>	<b>233,155</b>	<b>233,155</b>

20 Augmentation allowed.

21 **FINGERPRINT FEES**

22	<b>Standardbred Horse Fund (IC 15-5-5.5-9.5)</b>		
23	<b>Total Operating Expense</b>	<b>67,558</b>	<b>67,558</b>

24 Augmentation allowed.

25

26 **FOR THE DEPARTMENT OF LOCAL GOVERNMENT FINANCE**

27	<b>Personal Services</b>	<b>3,824,801</b>	<b>3,824,801</b>
28	<b>Other Operating Expense</b>	<b>835,679</b>	<b>835,679</b>

29

30 From the above appropriations for the department of local government finance, travel

31 subsistence and mileage allowances may be paid for members of the local government

32 tax control board created by IC 6-1.1-18.5-11 and the state school property tax control

33 board created by IC 6-1.1-19-4.1, under state travel regulations.

34

35 **CIRCUIT BREAKER RELIEF APPEAL BOARD**

36	<b>Total Operating Expense</b>	<b>200,000</b>	<b>200,000</b>
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37

38 **FOR THE INDIANA BOARD OF TAX REVIEW**

39	<b>Personal Services</b>	<b>1,280,166</b>	<b>1,280,166</b>
40	<b>Other Operating Expense</b>	<b>102,960</b>	<b>102,960</b>

41 Augmentation allowed from fee increases enacted by P.L.245-2003 and reimbursements

42 from any county under IC 6-1.1-4-34(f), regardless of when the fees or reimbursements

43 were received.

44

45 **F. ADMINISTRATION**

46

47 **FOR THE DEPARTMENT OF ADMINISTRATION**

48	<b>Personal Services</b>	<b>12,418,473</b>	<b>12,418,473</b>
49	<b>Other Operating Expense</b>	<b>14,070,807</b>	<b>13,863,207</b>





**FOR THE STATE PERSONNEL DEPARTMENT**

Personal Services	6,761,767	6,761,767
Other Operating Expense	623,200	623,200

The state must provide a variety of healthcare plan options and not restrict employees to health savings account plans.

**STATE EMPLOYEES' APPEALS COMMISSION**

Personal Services	163,650	163,650
Other Operating Expense	16,089	16,089

**FOR THE OFFICE OF TECHNOLOGY**

**Pay Phone Fund**

Total Operating Expense	2,490,000	2,490,000
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Augmentation allowed.

The pay phone fund is established for the procurement of hardware, software, and related equipment and services needed to expand and enhance the state campus backbone and other central information technology initiatives. Such procurements may include, but are not limited to, wiring and rewiring of state offices, Internet services, video conferencing, telecommunications, application software, and related services. The fund consists of the net proceeds received from contracts with companies providing phone services at state institutions and other state properties. The fund shall be administered by the budget agency. Money in the fund may be spent by the office in compliance with a plan approved by the budget agency after review by the budget committee. Any money remaining in the fund at the end of any fiscal year does not revert to the general fund or any other fund but remains in the pay phone fund.

**FOR THE COMMISSION ON PUBLIC RECORDS**

Personal Services	1,432,151	1,432,151
Other Operating Expense	132,099	132,099

**FOR THE OFFICE OF THE PUBLIC ACCESS COUNSELOR**

Personal Services	144,841	144,841
Other Operating Expense	6,004	6,004

**G. OTHER**

**FOR THE COMMISSION ON UNIFORM STATE LAWS**

Total Operating Expense	43,584	43,584
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**FOR THE OFFICE OF INSPECTOR GENERAL**

Personal Services	1,382,080	1,382,080
Other Operating Expense	240,537	240,537

The foregoing appropriations for the inspector general include amounts for the operation of the state ethics commission.



**FOR THE SECRETARY OF STATE**

**ELECTION DIVISION**

Personal Services	676,031	698,959
Other Operating Expense	598,793	598,922

**VOTER REGISTRATION AND PROCEDURES**

Total Operating Expense	129,920	0
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**VOTER LIST MAINTENANCE**

Total Operating Expense	112,500	112,500
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**H. COMMUNITY SERVICES**

**FOR THE GOVERNOR'S OFFICE OF FAITH BASED & COMMUNITY INITIATIVES**

Personal Services	244,064	244,064
Other Operating Expense	71,488	71,488

**SECTION 4. [EFFECTIVE JULY 1, 2007]**

**PUBLIC SAFETY**

**A. CORRECTION**

**FOR THE DEPARTMENT OF CORRECTION**

**CENTRAL OFFICE**

Personal Services	21,691,462	21,691,462
Other Operating Expense	6,652,175	6,652,175

The above appropriations for central office include \$75,000 each year for the juvenile justice task force.

The above appropriation includes funds to provide salary increases for custody staff of about 8% beginning in fiscal year 2008.

**ESCAPEE COUNSEL AND TRIAL EXPENSE**

Other Operating Expense	198,000	198,000
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**COUNTY JAIL MISDEMEANANT HOUSING**

Total Operating Expense	4,281,101	4,281,101
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**ADULT CONTRACT BEDS**

Total Operating Expense	3,000,000	3,000,000
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**STAFF DEVELOPMENT AND TRAINING**

Personal Services	1,198,305	1,198,305
Other Operating Expense	117,640	117,640

**PAROLE DIVISION**

Personal Services	8,126,308	8,126,308
Other Operating Expense	895,534	895,534

**PAROLE BOARD**

Personal Services	580,285	580,285
Other Operating Expense	20,222	20,222

**INFORMATION MANAGEMENT SERVICES**



		<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1	Personal Services	1,165,728	1,165,728	
2	Other Operating Expense	36,384	36,384	
3	<b>JUVENILE TRANSITION</b>			
4	Personal Services	1,122,368	1,122,368	
5	Other Operating Expense	1,016,342	1,016,342	
6	<b>COMMUNITY CORRECTIONS PROGRAMS</b>			
7	Total Operating Expense			67,017,281
8				
9	The above appropriation for community corrections programs is not subject to transfer			
10	to any other fund or to transfer, assignment, or reassignment for any other use or			
11	purpose by the state board of finance notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23			
12	or by the budget agency notwithstanding IC 4-12-1-12, or any other law.			
13				
14	<b>DRUG PREVENTION AND OFFENDER TRANSITION</b>			
15	Total Operating Expense	305,431	305,431	
16				
17	The above appropriation shall be used for minimum security release programs, transition			
18	programs, mentoring programs, and supervision of and assistance to adult and juvenile			
19	offenders to promote the successful integration of the offender into the community.			
20				
21	<b>CENTRAL EMERGENCY RESPONSE</b>			
22	Personal Services	1,089,474	1,089,474	
23	Other Operating Expense	108,554	108,554	
24	<b>MEDICAL SERVICES</b>			
25	Other Operating Expense	45,830,008	48,662,949	
26				
27	The above appropriations for medical services shall be used only for services that are determined			
28	to be medically necessary.			
29				
30	<b>DRUG ABUSE PREVENTION</b>			
31	Drug Abuse Fund (IC 11-8-2-11)			
32	Personal Services	42,683	42,683	
33	Other Operating Expense	3,000	3,000	
34	Augmentation allowed.			
35	<b>COUNTY JAIL MAINTENANCE CONTINGENCY FUND</b>			
36	Other Operating Expense	20,342,634	20,615,319	
37				
38	Disbursements from the fund shall be made for the purpose of reimbursing sheriffs			
39	for the cost of incarcerating in county jails persons convicted of felonies to the			
40	extent that such persons are incarcerated for more than five (5) days after the day			
41	of sentencing, at the rate of \$35 per day. In addition to the per diem, the state			
42	shall reimburse the sheriffs for expenses determined by the sheriff to be medically			
43	necessary medical care to the convicted persons. However, if the sheriff or county			
44	receives money with respect to a convicted person (from a source other than the county),			
45	the per diem or medical expense reimbursement with respect to the convicted person			
46	shall be reduced by the amount received. A sheriff shall not be required to comply			
47	with IC 35-38-3-4(a) or transport convicted persons within five (5) days after the			
48	day of sentencing if the department of correction does not have the capacity to receive			
49	the convicted person.			



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**Augmentation allowed.**

**FOOD SERVICES**

<b>Total Operating Expense</b>	<b>28,954,492</b>	<b>28,954,492</b>
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**MEDICAL SERVICE PAYMENTS**

<b>Total Operating Expense</b>	<b>25,000,000</b>	<b>25,000,000</b>
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These appropriations for medical service payments are made to pay for services determined to be medically necessary for committed individuals, patients and students of institutions under the jurisdiction of the department of correction, the state department of health, the division of mental health and addiction, the school for the blind and visually impaired, the school for the deaf, the division of disability and rehabilitative services, or the division of aging if the services are provided outside these institutions. These appropriations may not be used for payments for medical services that are covered by IC 12-16 unless these services have been approved under IC 12-16. These appropriations shall not be used for payment for medical services which are payable from an appropriation in this act for the state department of health, the division of mental health and addiction, the school for the blind and visually impaired, the school for the deaf, the division of disability and rehabilitative services, the division of aging, or the department of correction, or that are reimbursable from funds for medical assistance under IC 12-15. If these appropriations are insufficient to make these medical service payments, there is hereby appropriated such further sums as may be necessary.

Direct disbursements from the above contingency fund are not subject to the provisions of IC 4-13-2.

**FOR THE DEPARTMENT OF ADMINISTRATION**

**DEPARTMENT OF CORRECTION OMBUDSMAN BUREAU**

<b>Personal Services</b>	<b>135,966</b>	<b>136,067</b>
<b>Other Operating Expense</b>	<b>13,124</b>	<b>13,124</b>

**FOR THE DEPARTMENT OF CORRECTION**

**INDIANA STATE PRISON**

<b>Personal Services</b>	<b>31,808,589</b>	<b>31,808,589</b>
<b>Other Operating Expense</b>	<b>5,900,491</b>	<b>5,900,491</b>

**VOCATIONAL TRAINING PROGRAM**

<b>Total Operating Expense</b>	<b>158,365</b>	<b>158,365</b>
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**PENDLETON CORRECTIONAL FACILITY**

<b>Personal Services</b>	<b>28,109,137</b>	<b>28,109,137</b>
<b>Other Operating Expense</b>	<b>6,754,713</b>	<b>6,754,713</b>

**CORRECTIONAL INDUSTRIAL FACILITY**

<b>Personal Services</b>	<b>20,436,217</b>	<b>20,436,217</b>
<b>Other Operating Expense</b>	<b>1,356,420</b>	<b>1,356,420</b>

**INDIANA WOMEN'S PRISON**

<b>Personal Services</b>	<b>8,787,194</b>	<b>8,787,194</b>
<b>Other Operating Expense</b>	<b>1,076,523</b>	<b>1,076,523</b>



	<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
<b>1 PUTNAMVILLE CORRECTIONAL FACILITY</b>			
<b>2     Personal Services</b>	<b>27,418,918</b>	<b>27,418,918</b>	
<b>3     Other Operating Expense</b>	<b>3,849,512</b>	<b>3,849,512</b>	
<b>4 WABASH VALLEY CORRECTIONAL FACILITY</b>			
<b>5     Personal Services</b>	<b>32,087,395</b>	<b>32,087,395</b>	
<b>6     Other Operating Expense</b>	<b>5,369,971</b>	<b>5,369,971</b>	
<b>7 PLAINFIELD EDUCATION RE-ENTRY FACILITY</b>			
<b>8     Personal Services</b>	<b>5,432,892</b>	<b>5,432,892</b>	
<b>9     Other Operating Expense</b>	<b>2,229,376</b>	<b>2,229,376</b>	
<b>10 INDIANAPOLIS JUVENILE CORRECTIONAL FACILITY</b>			
<b>11     Personal Services</b>	<b>10,409,859</b>	<b>10,409,859</b>	
<b>12     Other Operating Expense</b>	<b>1,233,531</b>	<b>1,233,531</b>	
<b>13 BRANCHVILLE CORRECTIONAL FACILITY</b>			
<b>14     Personal Services</b>	<b>15,573,738</b>	<b>15,573,738</b>	
<b>15     Other Operating Expense</b>	<b>2,338,789</b>	<b>2,338,789</b>	
<b>16 WESTVILLE CORRECTIONAL FACILITY</b>			
<b>17     Personal Services</b>	<b>44,501,080</b>	<b>44,501,080</b>	
<b>18     Other Operating Expense</b>	<b>5,722,951</b>	<b>5,722,951</b>	
<b>19 ROCKVILLE CORRECTIONAL FACILITY FOR WOMEN</b>			
<b>20     Personal Services</b>	<b>13,932,287</b>	<b>13,932,287</b>	
<b>21     Other Operating Expense</b>	<b>1,754,770</b>	<b>1,754,770</b>	
<b>22 PLAINFIELD CORRECTIONAL FACILITY</b>			
<b>23     Personal Services</b>	<b>24,178,023</b>	<b>24,178,023</b>	
<b>24     Other Operating Expense</b>	<b>2,274,035</b>	<b>2,274,035</b>	
<b>25 RECEPTION AND DIAGNOSTIC CENTER</b>			
<b>26     Personal Services</b>	<b>10,614,079</b>	<b>10,614,079</b>	
<b>27     Other Operating Expense</b>	<b>527,827</b>	<b>527,827</b>	
<b>28 MIAMI CORRECTIONAL FACILITY</b>			
<b>29     Personal Services</b>	<b>27,240,915</b>	<b>27,240,915</b>	
<b>30     Other Operating Expense</b>	<b>7,513,143</b>	<b>7,513,143</b>	
<b>31 NEW CASTLE CORRECTIONAL FACILITY</b>			
<b>32     Personal Services</b>	<b>391,583</b>	<b>391,583</b>	
<b>33     Other Operating Expense</b>	<b>16,957,070</b>	<b>21,965,350</b>	
<b>34 SOCIAL SERVICES BLOCK GRANT</b>			
<b>35     General Fund</b>			
<b>36         Total Operating Expense</b>	<b>6,119,631</b>	<b>6,119,631</b>	
<b>37     Work Release - Study Release Special Revenue Fund (IC 11-10-8-6.5)</b>			
<b>38         Total Operating Expense</b>	<b>347,516</b>	<b>347,516</b>	
<b>39     Augmentation allowed from Work Release - Study Release Special Revenue Fund</b>			
<b>40     and Social Services Block Grant.</b>			
<b>41 HENRYVILLE CORRECTIONAL FACILITY</b>			
<b>42     Personal Services</b>	<b>2,011,534</b>	<b>2,011,534</b>	
<b>43     Other Operating Expense</b>	<b>220,390</b>	<b>220,390</b>	
<b>44 CHAIN O' LAKES CORRECTIONAL FACILITY</b>			
<b>45     Personal Services</b>	<b>1,517,268</b>	<b>1,517,268</b>	
<b>46     Other Operating Expense</b>	<b>202,531</b>	<b>202,531</b>	
<b>47 MEDARYVILLE CORRECTIONAL FACILITY</b>			
<b>48     Personal Services</b>	<b>1,543,961</b>	<b>1,543,961</b>	
<b>49     Other Operating Expense</b>	<b>158,005</b>	<b>158,005</b>	



1	<b>MADISON CORRECTIONAL FACILITY</b>		
2	Personal Services	4,025,414	4,025,414
3	Other Operating Expense	701,346	701,346
4	<b>EDINBURGH CORRECTIONAL FACILITY</b>		
5	Personal Services	3,313,905	3,313,905
6	Other Operating Expense	495,076	495,076
7	<b>SOUTH BEND JUVENILE CORRECTIONAL FACILITY</b>		
8	Personal Services	4,525,393	4,525,393
9	Other Operating Expense	1,533,354	1,533,354
10	<b>NORTH CENTRAL JUVENILE CORRECTIONAL FACILITY</b>		
11	Personal Services	9,601,670	9,601,670
12	Other Operating Expense	1,359,954	1,359,954
13	<b>CAMP SUMMIT</b>		
14	Personal Services	2,281,347	2,281,347
15	Other Operating Expense	183,677	183,677
16	<b>PENDLETON JUVENILE CORRECTIONAL FACILITY</b>		
17	Personal Services	14,913,324	14,913,324
18	Other Operating Expense	1,623,844	1,623,844

**B. LAW ENFORCEMENT**

**FOR THE INDIANA STATE POLICE AND MOTOR CARRIER INSPECTION**

From the General Fund

44,101,027    45,527,555

From the Motor Vehicle Highway Account (IC 8-14-1)

76,795,315    79,279,296

From the Motor Carrier Regulation Fund (IC 8-2.1-23)

4,232,556    4,368,936

Augmentation allowed from the general fund, the motor vehicle highway account, and the motor carrier regulation fund.

The amounts specified from the General Fund, the Motor Vehicle Highway Account, and the Motor Carrier Regulation Fund are for the following purposes:

Personal Services	108,085,378	112,132,267
Other Operating Expense	17,043,520	17,043,520

The above appropriations for personal services include amounts to fund a new 20-year pay matrix that increases the maximum annual salary for the rank of trooper to \$60,000 phased in over the 2008-2009 biennium. The above appropriations also include funds to provide salary increases of \$3,500 for weighmasters and capital police in each year of the 2008-2009 biennium.

The above appropriations for personal services and other operating expense include funds to continue the state police minority recruiting program.

The foregoing appropriations for the Indiana state police and motor carrier inspection include funds for the police security detail to be provided to the Indiana state fair board. However, amounts actually expended to provide security for the Indiana state



fair board as determined by the budget agency shall be reimbursed by the Indiana state fair board to the state general fund.

#### **ODOMETER FRAUD INVESTIGATION**

From the Motor Vehicle Odometer Fund (IC 9-29-1-5)

Total Operating Expense	25,000	25,000
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Augmentation allowed.

#### **STATE POLICE TRAINING**

From the State Police Training Fund (IC 5-2-8-5)

Total Operating Expense	300,100	300,100
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Augmentation allowed.

#### **FORENSIC AND HEALTH SCIENCES LABORATORIES**

From the General Fund

3,888,671	3,888,671
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From the Motor Carrier Regulation Fund (IC 8-2.1-23)

386,658	386,658
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From the Motor Vehicle Highway Account (IC 8-14-1)

6,772,031	6,772,031
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Augmentation allowed from the general fund, the motor vehicle highway account, and the motor carrier regulation fund.

The amounts specified from the General Fund, the Motor Vehicle Highway Account, and the Motor Carrier Regulation Fund are for the following purposes:

Personal Services	9,616,473	9,616,473
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Other Operating Expense	1,430,887	1,430,887
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#### **ENFORCEMENT AID**

From the General Fund

Total Operating Expense	40,000	40,000
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From the Motor Vehicle Highway Account (IC 8-14-1)

Total Operating Expense	40,000	40,000
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The above appropriations for enforcement aid are to meet unforeseen emergencies of a confidential nature. They are to be expended under the direction of the superintendent and to be accounted for solely on the superintendent's authority.

#### **PENSION FUND**

From the General Fund

Total Operating Expense	4,736,246	4,736,246
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From the Motor Vehicle Highway Account (IC 8-14-1)

Total Operating Expense	4,736,247	4,736,247
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The above appropriations shall be paid into the state police pension fund provided for in IC 10-12-2 in twelve (12) equal installments on or before July 30 and on or before the 30th of each succeeding month thereafter.



**1 BENEFIT FUND**

**2 From the General Fund**

<b>3 Total Operating Expense</b>	<b>1,713,151</b>	<b>1,713,151</b>
<b>4 Augmentation allowed.</b>		

**6 From the Motor Vehicle Highway Account (IC 8-14-1)**

<b>7 Total Operating Expense</b>	<b>1,713,151</b>	<b>1,713,151</b>
<b>8 Augmentation allowed.</b>		

**10 All benefits to members shall be paid by warrant drawn on the treasurer**  
**11 of state by the auditor of state on the basis of claims filed and approved by the**  
**12 trustees of the state police pension and benefit funds created by IC 10-12-2.**

**14 SUPPLEMENTAL PENSION**

**15 General Fund**

<b>16 Total Operating Expense</b>	<b>1,900,753</b>	<b>1,900,753</b>
<b>17 Augmentation allowed.</b>		

**19 Motor Vehicle Highway Account (IC 8-14-1)**

<b>20 Total Operating Expense</b>	<b>1,900,753</b>	<b>1,900,753</b>
<b>21 Augmentation allowed.</b>		

**23 If the above appropriations for supplemental pension for any one (1) year are greater**  
**24 than the amount actually required under the provisions of IC 10-12-5, then the excess**  
**25 shall be returned proportionately to the funds from which the appropriations were**  
**26 made. If the amount actually required under IC 10-12-5 is greater than the above**  
**27 appropriations, then, with the approval of the governor and the budget agency, those**  
**28 sums may be augmented from the general fund and the motor vehicle highway account.**

**30 ACCIDENT REPORTING**

**31 Accident Report Account (IC 9-29-11-1)**

<b>32 Total Operating Expense</b>	<b>84,760</b>	<b>84,760</b>
<b>33 Augmentation allowed.</b>		

**34 DRUG INTERDICTION**

**35 Drug Interdiction Fund (IC 10-11-7)**

<b>36 Total Operating Expense</b>	<b>273,420</b>	<b>273,420</b>
<b>37 Augmentation allowed.</b>		

**39 FOR THE INTEGRATED PUBLIC SAFETY COMMISSION**

**40 Integrated Public Safety Communications Fund (IC 5-26-4-1)**

<b>41 Total Operating Expense</b>	<b>13,000,000</b>	<b>13,000,000</b>
<b>42 Augmentation allowed.</b>		

**44 FOR THE ADJUTANT GENERAL**

<b>45 Personal Services</b>	<b>8,253,098</b>	<b>8,253,098</b>
<b>46 Other Operating Expense</b>	<b>2,868,184</b>	<b>2,868,184</b>

**47 DISABLED SOLDIERS' PENSION**

<b>48 Other Operating Expense</b>	<b>1</b>	<b>1</b>
<b>49 Augmentation allowed.</b>		





**MUTC - MUSCATATUCK URBAN TRAINING CENTER**

<b>Total Operating Expense</b>	<b>2,600,000</b>	<b>2,600,000</b>
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**HOOSIER YOUTH CHALLENGE ACADEMY**

<b>Total Operating Expense</b>	<b>1,200,000</b>	<b>1,200,000</b>
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**GOVERNOR'S CIVIL AND MILITARY CONTINGENCY FUND**

<b>Total Operating Expense</b>		<b>320,000</b>
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The above appropriations for the adjutant general governor's civil and military contingency fund are made under IC 10-16-11-1.

**FOR THE CRIMINAL JUSTICE INSTITUTE**

**ADMINISTRATIVE MATCH**

<b>Total Operating Expense</b>	<b>440,467</b>	<b>440,467</b>
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**DRUG ENFORCEMENT MATCH**

<b>Total Operating Expense</b>	<b>2,846,955</b>	<b>2,846,955</b>
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**VICTIM AND WITNESS ASSISTANCE FUND**

Victim and Witness Assistance Fund (IC 5-2-6-14)

<b>Total Operating Expense</b>	<b>630,902</b>	<b>630,902</b>
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Augmentation allowed.

**ALCOHOL AND DRUG COUNTERMEASURES**

Alcohol and Drug Countermeasures Fund (IC 9-27-2-11)

<b>Total Operating Expense</b>	<b>386,000</b>	<b>386,000</b>
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Augmentation allowed.

**STATE DRUG FREE COMMUNITIES FUND**

State Drug Free Communities Fund (IC 5-2-10-2)

<b>Total Operating Expense</b>	<b>527,477</b>	<b>527,477</b>
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Augmentation allowed.

**INDIANA SAFE SCHOOLS**

General Fund

<b>Total Operating Expense</b>	<b>1,660,300</b>	<b>1,660,300</b>
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Indiana Safe Schools Fund (IC 5-2-10.1-2)

<b>Total Operating Expense</b>	<b>400,052</b>	<b>400,052</b>
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Augmentation allowed from Indiana Safe Schools Fund.

Of the above appropriations for the Indiana safe schools program, \$1,317,000 is appropriated annually to provide grants to school corporations for school safe haven programs, emergency preparedness programs, and school safety programs, and \$750,000 is appropriated annually for use in providing training to school safety specialists.

**OFFICE OF TRAFFIC SAFETY**

Motor Vehicle Highway Account (IC 8-14-1)

<b>Personal Services</b>	<b>571,560</b>	<b>571,560</b>
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<b>Other Operating Expense</b>	<b>11,069,560</b>	<b>11,069,560</b>
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Augmentation allowed.

The above appropriation for the office of traffic safety is from the motor vehicle highway account and may be used to fund traffic safety projects that are included in a current highway safety plan approved by the governor and the budget agency. The department shall apply to the national highway traffic safety administration



for reimbursement of all eligible project costs. Any federal reimbursement received by the department for the highway safety plan shall be deposited into the motor vehicle highway account.

#### **VICTIMS OF VIOLENT CRIME ADMINISTRATION**

##### **Violent Crime Victims Compensation Fund (IC 5-2-6.1-40)**

Personal Services	142,988	195,890
Other Operating Expense	2,318,098	2,331,298

Augmentation allowed.

#### **FOR THE CORONERS' TRAINING BOARD**

##### **Coroners' Training and Continuing Education Fund (IC 4-23-6.5-8)**

Personal Services	10,000	10,000
Other Operating Expense	390,000	390,000

Augmentation allowed.

#### **FOR THE LAW ENFORCEMENT TRAINING ACADEMY**

##### **From the General Fund**

2,190,935	2,190,935
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##### **From the Law Enforcement Academy Training Fund (IC 5-2-1-13(b))**

2,220,046	2,220,046
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Augmentation allowed from the Law Enforcement Academy Training Fund.

The amounts specified from the General Fund and the Law Enforcement Academy Training Fund are for the following purposes:

Personal Services	3,547,811	3,547,811
Other Operating Expense	863,170	863,170

#### **C. REGULATORY AND LICENSING**

#### **FOR THE BUREAU OF MOTOR VEHICLES**

##### **Motor Vehicle Highway Account (IC 8-14-1)**

Personal Services	20,312,250	20,312,250
Other Operating Expense	15,357,889	15,357,889

Augmentation allowed.

##### **LICENSE PLATES**

##### **Motor Vehicle Highway Account (IC 8-14-1)**

Total Operating Expense	15,928,890	5,600,000
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Augmentation allowed.

##### **DEALER INVESTIGATOR EXPENSES**

##### **Motor Vehicle Odometer Fund (IC 9-29-1-5)**

Total Operating Expense	207,766	207,766
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Augmentation allowed.

##### **FINANCIAL RESPONSIBILITY COMPLIANCE VERIFICATION**

##### **Financial Responsibility Compliance Verification Fund (IC 9-25-9-7)**

Total Operating Expense	6,858,480	6,858,480
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Augmentation allowed.

##### **ABANDONED VEHICLES**



1	<b>Abandoned Vehicle Fund (IC 9-22-1-28)</b>		
2	<b>Total Operating Expense</b>	<b>463,207</b>	<b>463,207</b>
3	<b>Augmentation allowed.</b>		
4	<b>STATE MOTOR VEHICLE TECHNOLOGY</b>		
5	<b>State Motor Vehicle Technology Fund (IC 9-29-16-1)</b>		
6	<b>Total Operating Expense</b>	<b>5,424,425</b>	<b>5,424,425</b>
7	<b>Augmentation allowed.</b>		
8			
9	<b>FOR THE DEPARTMENT OF LABOR</b>		
10	<b>Personal Services</b>	<b>918,171</b>	<b>918,171</b>
11	<b>Other Operating Expense</b>	<b>124,192</b>	<b>124,192</b>
12	<b>INDUSTRIAL HYGIENE</b>		
13	<b>Personal Services</b>	<b>1,256,421</b>	<b>1,256,421</b>
14	<b>Other Operating Expense</b>	<b>152,287</b>	<b>152,287</b>
15	<b>BUREAU OF MINES AND MINING</b>		
16	<b>Personal Services</b>	<b>109,971</b>	<b>109,971</b>
17	<b>Other Operating Expense</b>	<b>15,998</b>	<b>15,998</b>
18	<b>M.I.S. RESEARCH AND STATISTICS</b>		
19	<b>Personal Services</b>	<b>239,744</b>	<b>239,744</b>
20	<b>Other Operating Expense</b>	<b>26,014</b>	<b>26,014</b>

21  
22 The above funds are appropriated to occupational safety and health, industrial hygiene,  
23 and management information services research and statistics to provide the total  
24 program cost of the Indiana occupational safety and health plan as approved by the  
25 United States Department of Labor. Inasmuch as the state is eligible to receive  
26 from the federal government partial reimbursement of the state's total Indiana occupational  
27 safety and health plan program cost, it is the intention of the general assembly  
28 that the department of labor make application to the federal government for the federal  
29 share of the total program cost. Federal funds received shall be considered a reimbursement  
30 of state expenditures and as such shall be deposited into the state general fund.

31  
32 **OCCUPATIONAL SAFETY AND HEALTH**

33	<b>Personal Services</b>	<b>2,278,287</b>	<b>2,278,287</b>
34	<b>Other Operating Expense</b>	<b>326,318</b>	<b>326,318</b>

35 **EMPLOYMENT OF YOUTH**

36	<b>Employment of Youth Fund (IC 20-33-3-42)</b>		
37	<b>Total Operating Expense</b>	<b>75,473</b>	<b>75,473</b>
38	<b>Augmentation allowed.</b>		

39 **BUREAU OF SAFETY EDUCATION AND TRAINING**

40	<b>Special Fund for Safety and Health Consultation Services (IC 22-8-1.1-48)</b>		
41	<b>Personal Services</b>	<b>856,406</b>	<b>856,406</b>
42	<b>Other Operating Expense</b>	<b>227,884</b>	<b>227,884</b>
43	<b>Augmentation allowed.</b>		

44  
45 Federal cost reimbursements for expenses attributable to the Bureau of Safety Education  
46 and Training appropriations shall be deposited into the special fund for safety and  
47 health consultation services.

48  
49 The above appropriations for the Bureau of Safety Education and Training shall not



be used to compete with consultation services provided by legitimate engineering firms, insurance companies, or professional consultants. The Bureau of Safety Education and Training shall limit training activities to private companies for which it has conducted an on-site consultation and shall limit training to only direct employees at that site.

#### FOR THE DEPARTMENT OF INSURANCE

##### Department of Insurance Fund (IC 27-1-3-28)

Personal Services	5,544,812	5,544,812
Other Operating Expense	1,269,333	1,269,333

Augmentation allowed.

#### BAIL BOND DIVISION

##### Bail Bond Enforcement and Administration Fund (IC 27-10-5-1)

Personal Services	177,215	177,215
Other Operating Expense	11,280	11,280

Augmentation allowed.

#### PATIENTS' COMPENSATION AUTHORITY

##### Patients' Compensation Fund (IC 34-18-6-1)

Personal Services	722,263	722,263
Other Operating Expense	1,322,435	1,322,435

Augmentation allowed.

#### POLITICAL SUBDIVISION RISK MANAGEMENT

##### Political Subdivision Risk Management Fund (IC 27-1-29-10)

Personal Services	109,874	109,874
Other Operating Expense	802,850	802,850

Augmentation allowed.

#### MINE SUBSIDENCE INSURANCE

##### Mine Subsidence Insurance Fund (IC 27-7-9-7)

Personal Services	119,154	119,154
Other Operating Expense	802,060	802,060

Augmentation allowed.

#### FOR THE ALCOHOL AND TOBACCO COMMISSION

##### Enforcement and Administration Fund (IC 7.1-4-10-1)

Personal Services	8,348,642	8,589,036
Other Operating Expense	2,424,940	2,424,940

Augmentation allowed.

The above appropriations for personal services include funds for a new 20-year pay matrix that increases the maximum annual salary for the officer rank to \$60,000 phased in over the 2008-2009 biennium.

#### ALCOHOLIC BEVERAGE ENFORCEMENT OFFICERS' TRAINING

##### Alcoholic Beverage Commission Enforcement Officers' Training Fund (IC 5-2-8-8)

Total Operating Expense	3,500	3,500
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Augmentation allowed from the Alcoholic Beverage Enforcement Officers' Training Fund.

#### FOR THE DEPARTMENT OF FINANCIAL INSTITUTIONS



1        **Financial Institutions Fund (IC 28-11-2-9)**

2            **Personal Services**                                **6,787,643**                                **6,787,643**

3            **Other Operating Expense**                                **1,764,048**                                **1,703,411**

4            **Augmentation allowed.**

5

6        **FOR THE PROFESSIONAL LICENSING AGENCY**

7            **Personal Services**                                **4,769,078**                                **4,769,078**

8            **Other Operating Expense**                                **1,130,056**                                **1,130,056**

9        **PRENEED CONSUMER PROTECTION**

10        **Preneed Consumer Protection Fund (IC 30-2-13-28)**

11            **Total Operating Expense**                                **15,000**                                **15,000**

12            **Augmentation allowed.**

13        **EMBALMERS' AND FUNERAL DIRECTORS' EDUCATION**

14        **Funeral Service Education Fund (IC 25-15-9-13)**

15            **Total Operating Expense**                                **5,000**                                **5,000**

16            **Augmentation allowed.**

17

18        **FOR THE CIVIL RIGHTS COMMISSION**

19            **Personal Services**                                **1,969,921**                                **1,969,921**

20            **Other Operating Expense**                                **406,447**                                **406,447**

21

22        **It is the intention of the general assembly that the civil rights commission shall**  
23        **apply to the federal government for funding based upon the processing of employment**  
24        **and housing discrimination complaints by the civil rights commission. Such federal**  
25        **funds received by the state shall be considered as a reimbursement of state expenditures**  
26        **and shall be deposited into the state general fund.**

27

28        **MARTIN LUTHER KING JR. HOLIDAY COMMISSION**

29            **Total Operating Expense**                                **20,000**                                **20,000**

30

31        **FOR THE UTILITY CONSUMER COUNSELOR**

32        **Public Utility Fund (IC 8-1-6-1)**

33            **Personal Services**                                **4,524,732**                                **4,524,732**

34            **Other Operating Expense**                                **1,081,422**                                **1,081,422**

35            **Augmentation allowed.**

36

37        **EXPERT WITNESS FEES AND AUDIT**

38        **Public Utility Fund (IC 8-1-6-1)**

39            **Total Operating Expense**    **1,550,000**

40            **Augmentation allowed.**

41

42        **FOR THE UTILITY REGULATORY COMMISSION**

43        **Public Utility Fund (IC 8-1-6-1)**

44            **Personal Services**                                **6,454,330**                                **6,454,330**

45            **Other Operating Expense**                                **2,192,411**                                **2,192,411**

46            **Augmentation allowed.**

47

48        **FOR THE WORKERS' COMPENSATION BOARD**

49            **From the General Fund**



1                               2,062,635    2,062,635  
2       **Workers' Compensation Supplemental Administration Fund (IC 22-3-5-6)**  
3                               114,210    114,210  
4       **Augmentation allowed.**

5  
6       The amounts specified from the general fund and the workers' compensation supplemental  
7       administrative fund are for the following purposes:

8  
9               **Personal Services**                               1,983,762               1,983,762  
10              **Other Operating Expense**                               193,083               193,083

11  
12       **FOR THE STATE BOARD OF ANIMAL HEALTH**

13              **Personal Services**                               4,395,935               4,395,935  
14              **Other Operating Expense**                               1,023,027               925,027

15       **INDEMNITY FUND**

16              **Total Operating Expense**   45,788  
17              **Augmentation allowed.**

18       **MEAT & POULTRY INSPECTION**

19              **Total Operating Expense**                               1,861,010               1,861,010

20  
21       **FOR THE DEPARTMENT OF HOMELAND SECURITY**

22              **From the General Fund**

23                               1,646,556    1,646,556

24              **From the Fire and Building Services Fund (IC 22-12-6-1)**

25                               14,996,403    14,996,403

26              **Augmentation allowed from the fire and building services fund.**

27  
28       The amounts specified from the general fund and the fire and building services fund are  
29       for the following purposes:

30  
31              **Personal Services**                               12,649,394               12,649,394  
32              **Other Operating Expense**                               3,993,565               3,993,565

33  
34       **REGIONAL PUBLIC SAFETY TRAINING**

35              **From the Regional Public Safety Training Fund (IC 10-15-3-12)**

36              **Total Operating Expense**                               2,000,000               2,000,000

37  
38       Any unexpended balances in the FY 2006-2007 appropriation for regional public safety training  
39       remain appropriated and are available for expenditure.

40  
41       **EMERGENCY MANAGEMENT CONTINGENCY FUND**

42              **Total Operating Expense**                               242,500               242,500

43  
44       The above appropriations for the emergency management contingency fund are made under  
45       IC 10-14-3-28. The above appropriations shall be in addition to any unexpended balances in  
46       the fund as of June 30, 2007.

47  
48       **COMMUNICATIONS**

49              **Total Operating Expense**                               30,182               30,182



**INDIANA HOMELAND SECURITY FUND**

**From the Indiana Homeland Security Fund (IC 10-15-3-1)**

<b>Total Operating Expense</b>	<b>520,000</b>	<b>520,000</b>
--------------------------------	----------------	----------------

**Augmentation allowed.**

**INDIANA EMERGENCY RESPONSE COMMISSION**

**From the Emergency Planning and Right to Know Fund (IC 6-6-10-5 & 7)**

<b>Total Operating Expense</b>	<b>45,408</b>	<b>45,408</b>
--------------------------------	---------------	---------------

**Augmentation allowed.**

**STATE DISASTER RELIEF FUND**

**From the State Disaster Relief Fund (IC 10-14-4-5)**

<b>Total Operating Expense</b>	<b>1,000,000</b>	<b>1,000,000</b>
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**Augmentation allowed, not to exceed revenues collected from the public safety fee imposed by IC 22-11-14-12.**

**Augmentation allowed from the general fund.**

**INDIANA INTELLIGENCE FUSION CENTER**

**From the Fire and Building Services Fund (IC 22-12-6-1)**

<b>Total Operating Expense</b>	<b>399,585</b>	<b>2,110,730</b>
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**Augmentation allowed.**

**SECTION 5. [EFFECTIVE JULY 1, 2007]**

**CONSERVATION AND ENVIRONMENT**

**A. NATURAL RESOURCES**

**FOR THE DEPARTMENT OF NATURAL RESOURCES - ADMINISTRATION**

<b>Personal Services</b>	<b>7,778,972</b>	<b>7,778,972</b>
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<b>Other Operating Expense</b>	<b>1,185,019</b>	<b>1,185,019</b>
--------------------------------	------------------	------------------

**ENTOMOLOGY AND PLANT PATHOLOGY DIVISION**

<b>Personal Services</b>	<b>653,552</b>	<b>653,552</b>
--------------------------	----------------	----------------

<b>Other Operating Expense</b>	<b>161,137</b>	<b>161,137</b>
--------------------------------	----------------	----------------

**ENTOMOLOGY AND PLANT PATHOLOGY FUND (IC 14-24-10-3)**

<b>Total Operating Expense</b>		<b>693,756</b>
--------------------------------	--	----------------

**Augmentation allowed.**

**ENGINEERING DIVISION**

<b>Personal Services</b>	<b>1,644,141</b>	<b>1,644,141</b>
--------------------------	------------------	------------------

<b>Other Operating Expense</b>	<b>123,151</b>	<b>123,151</b>
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**STATE MUSEUM**

<b>Personal Services</b>	<b>5,593,509</b>	<b>5,593,509</b>
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<b>Other Operating Expense</b>	<b>1,931,841</b>	<b>1,931,841</b>
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**HISTORIC PRESERVATION DIVISION**

<b>Personal Services</b>	<b>879,579</b>	<b>879,579</b>
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<b>Other Operating Expense</b>	<b>72,484</b>	<b>72,484</b>
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**HISTORIC PRESERVATION - FEDERAL**

<b>Total Operating Expense</b>	<b>70,000</b>	<b>70,000</b>
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**STATE HISTORIC SITES**

<b>Personal Services</b>	<b>2,483,942</b>	<b>2,483,942</b>
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<b>Other Operating Expense</b>	<b>627,287</b>	<b>627,287</b>
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From the above appropriations, \$75,000 in each state fiscal year shall be used for the Grissom Museum.

**WABASH RIVER HERITAGE CORRIDOR**

Total Operating Expense	91,000	91,000
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**OUTDOOR RECREATION DIVISION**

Personal Services	625,218	625,218
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Other Operating Expense	42,800	42,800
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**NATURE PRESERVES DIVISION**

Personal Services	906,847	906,847
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Other Operating Expense	76,303	76,303
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**WATER DIVISION**

Personal Services	4,369,300	4,369,300
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Other Operating Expense	479,605	479,605
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All revenues accruing from state and local units of government and from private utilities and industrial concerns as a result of water resources study projects, and as a result of topographic and other mapping projects, shall be deposited into the state general fund, and such receipts are hereby appropriated, in addition to the foregoing amounts, for water resources studies.

**GREAT LAKES COMMISSION**

Other Operating Expense	61,000	61,000
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**DEER RESEARCH AND MANAGEMENT**

Deer Research and Management Fund (IC 14-22-5-2)

Total Operating Expense	268,788	268,788
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Augmentation allowed.

**OIL AND GAS DIVISION**

From the General Fund

876,949	876,949
---------	---------

From the Oil and Gas Fund (IC 6-8-1-27)

528,269	528,269
---------	---------

Augmentation allowed from the Oil and Gas Fund.

The amounts specified from the General Fund and the Oil and Gas Fund are for the following purposes:

Personal Services	1,145,545	1,145,545
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Other Operating Expense	259,673	259,673
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**STATE PARKS AND RESERVOIRS**

From the General Fund

12,463,162	12,463,162
------------	------------

From the State Parks and Reservoirs Special Revenue Fund (IC 14-19-8-2)

20,340,440	20,340,440
------------	------------

Augmentation allowed from the State Parks and Reservoirs Special Revenue Fund.

The amounts specified from the General Fund and the State Parks and Reservoirs





Special Revenue Fund are for the following purposes:

Personal Services	24,161,700	24,161,700
Other Operating Expense	8,641,902	8,641,902

**OFF-ROAD VEHICLE AND SNOWMOBILE FUND**

Off-Road Vehicle and Snowmobile Fund (IC 14-16-1-30)

Total Operating Expense	300,000	300,000
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Augmentation allowed.

**LAW ENFORCEMENT DIVISION**

From the General Fund

10,274,159	10,745,768
------------	------------

From the Fish and Wildlife Fund (IC 14-22-3-2)

12,322,819	12,888,397
------------	------------

Augmentation allowed from the Fish and Wildlife Fund.

The amounts specified from the General Fund and the Fish and Wildlife Fund are for the following purposes:

Personal Services	18,775,031	19,812,218
Other Operating Expense	3,821,947	3,821,947

The above appropriations for personal services law enforcement division include funds for a new 20-year pay matrix that increases the maximum annual salary for the officer rank to \$60,000 phased in over the 2008-2009 biennium.

**FISH AND WILDLIFE DIVISION**

Fish and Wildlife Fund (IC 14-22-3-2)

Personal Services	12,516,802	12,516,802
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Other Operating Expense	5,306,937	5,306,937
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Augmentation allowed.

**FORESTRY DIVISION**

From the General Fund

1,087,227	1,087,227
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From the State Forestry Fund (IC 14-23-3-2)

11,327,465	11,327,465
------------	------------

Augmentation allowed from the State Forestry Fund.

The amounts specified from the General Fund and the State Forestry Fund are for the following purposes:

Personal Services	7,912,404	7,912,404
Other Operating Expense	4,502,288	4,502,288

All money expended by the division of forestry of the department of natural resources for the detention and suppression of forest, grassland, and wasteland fires shall be through the enforcement division of the department, and the employment with such money of all personnel, with the exception of emergency labor, shall be in accordance with IC 14-9-8.



**RECLAMATION DIVISION**

**From the General Fund**

1,478                      1,478

**From the Natural Resources Reclamation Division Fund (IC 14-34-14-2)**

4,931,999                4,931,999

**Augmentation allowed from the Natural Resources Reclamation Division Fund.**

**The amounts specified from the General Fund and the Natural Resources Reclamation Division Fund are for the following purposes:**

<b>Personal Services</b>	<b>4,253,559</b>	<b>4,253,559</b>
<b>Other Operating Expense</b>	<b>679,918</b>	<b>679,918</b>

**In addition to any of the foregoing appropriations for the department of natural resources, any federal funds received by the state of Indiana for support of approved outdoor recreation projects for planning, acquisition, and development under the provisions of the federal Land and Water Conservation Fund Act, P.L.88-578, are appropriated for the uses and purposes for which the funds were paid to the state, and shall be distributed by the department of natural resources to state agencies and other governmental units in accordance with the provisions under which the funds were received.**

**LAKE MICHIGAN COASTAL PROGRAM**

**Cigarette Tax Fund (IC 6-7-1-29.1)**

<b>Total Operating Expense</b>	<b>134,547</b>	<b>134,547</b>
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**Augmentation allowed.**

**LAKE AND RIVER ENHANCEMENT**

**Lake and River Enhancement Fund (IC 6-6-11-12.5)**

<b>Total Operating Expense</b>	<b>4,685,856</b>
--------------------------------	------------------

**Augmentation allowed.**

**CONSERVATION OFFICERS' MARINE ENFORCEMENT FUND**

**Lake and River Enhancement Fund (IC 6-6-11-12.5)**

<b>Total Operating Expense</b>	<b>820,000</b>	<b>820,000</b>
--------------------------------	----------------	----------------

**Augmentation allowed.**

**HERITAGE TRUST**

<b>Total Operating Expense</b>	<b>3,000,000</b>	<b>3,000,000</b>
--------------------------------	------------------	------------------

**B. OTHER NATURAL RESOURCES**

**FOR THE WORLD WAR MEMORIAL COMMISSION**

<b>Personal Services</b>	<b>1,001,309</b>	<b>1,001,309</b>
<b>Other Operating Expense</b>	<b>534,125</b>	<b>534,125</b>

**All revenues received as rent for space in the buildings located at 777 North Meridian Street and 700 North Pennsylvania Street, in the city of Indianapolis, that exceed the costs of operation and maintenance of the space rented, shall be paid into the general fund. The American Legion shall provide for the complete maintenance of the interior of these buildings.**



**FOR THE WHITE RIVER PARK COMMISSION**

<b>Total Operating Expense</b>	<b>1,218,267</b>	<b>1,218,267</b>
--------------------------------	------------------	------------------

**FOR THE MAUMEE RIVER BASIN COMMISSION**

<b>Total Operating Expense</b>	<b>75,000</b>	<b>75,000</b>
--------------------------------	---------------	---------------

**FOR THE ST. JOSEPH RIVER BASIN COMMISSION**

<b>Total Operating Expense</b>	<b>65,127</b>	<b>65,127</b>
--------------------------------	---------------	---------------

**FOR THE KANKAKEE RIVER BASIN COMMISSION**

<b>Total Operating Expense</b>	<b>75,000</b>	<b>75,000</b>
--------------------------------	---------------	---------------

**C. ENVIRONMENTAL MANAGEMENT**

**FOR THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT  
ADMINISTRATION**

**From the General Fund**

<b>4,320,865</b>	<b>4,320,865</b>
------------------	------------------

**From the State Solid Waste Management Fund (IC 13-20-22-2)**

<b>111,482</b>	<b>122,493</b>
----------------	----------------

**From the Waste Tire Management Fund (IC 13-20-13-8)**

<b>44,784</b>	<b>46,088</b>
---------------	---------------

**From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)**

<b>720,075</b>	<b>615,736</b>
----------------	----------------

**From the Environmental Management Permit Operation Fund (IC 13-15-11-1)**

<b>812,454</b>	<b>825,445</b>
----------------	----------------

**From the Environmental Management Special Fund (IC 13-14-12-1)**

<b>83,604</b>	<b>93,766</b>
---------------	---------------

**From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)**

<b>199,570</b>	<b>206,379</b>
----------------	----------------

**From the Asbestos Trust Fund (IC 13-17-6-3)**

<b>28,829</b>	<b>32,854</b>
---------------	---------------

**From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)**

<b>36,678</b>	<b>37,746</b>
---------------	---------------

**From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)**

<b>1,949,685</b>	<b>2,006,468</b>
------------------	------------------

**From the Lead Trust Fund (IC 13-17-14-6)**

<b>1,330</b>	<b>1,516</b>
--------------	--------------

**Augmentation allowed from the State Solid Waste Management Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, Underground Petroleum Storage Tank Excess Liability Trust Fund, and Lead Trust Fund.**

**The amounts specified from the General Fund, State Solid Waste Management Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage**



**Tank Trust Fund, Underground Petroleum Storage Tank Excess Liability Trust Fund, and Lead Trust Fund are for the following purposes:**

<b>Personal Services</b>	<b>5,829,424</b>	<b>5,829,424</b>
<b>Other Operating Expense</b>	<b>2,479,932</b>	<b>2,479,932</b>

**LABORATORY CONTRACTS**

**General Fund**

<b>244,886</b>	<b>113,746</b>
----------------	----------------

**Environmental Management Special Fund (IC 13-14-12-1)**

<b>671,809</b>	<b>802,949</b>
----------------	----------------

**Hazardous Substances Response Trust Fund (IC 13-25-4-1)**

<b>1,565,126</b>	<b>1,565,126</b>
------------------	------------------

**Augmentation allowed from the Environmental Management Special Fund and the Hazardous Substances Response Trust Fund.**

**The amounts specified from the General Fund, Environmental Management Special Fund, and Hazardous Substance Response Trust Fund are for the following purpose:**

<b>Total Operating Expense</b>	<b>2,481,821</b>	<b>2,481,821</b>
--------------------------------	------------------	------------------

**NORTHWEST REGIONAL OFFICE**

**From the General Fund**

<b>589,301</b>	<b>589,601</b>
----------------	----------------

**From the State Solid Waste Management Fund (IC 13-20-22-2)**

<b>34,569</b>	<b>40,242</b>
---------------	---------------

**From the Waste Tire Management Fund (IC 13-20-13-8)**

<b>18,810</b>	<b>20,232</b>
---------------	---------------

**From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)**

<b>434,188</b>	<b>393,452</b>
----------------	----------------

**From the Environmental Management Permit Operation Fund (IC 13-15-11-1)**

<b>280,387</b>	<b>297,510</b>
----------------	----------------

**From the Environmental Management Special Fund (IC 13-14-12-1)**

<b>29,198</b>	<b>34,682</b>
---------------	---------------

**From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)**

<b>81,723</b>	<b>88,280</b>
---------------	---------------

**From the Asbestos Trust Fund (IC 13-17-6-3)**

<b>17,383</b>	<b>20,993</b>
---------------	---------------

**From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)**

<b>15,405</b>	<b>16,570</b>
---------------	---------------

**From the Lead Trust Fund (IC 13-17-14-6)**

<b>802</b>	<b>969</b>
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**Augmentation allowed from the State Solid Waste Management Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Lead Trust Fund.**

**The amounts specified from the General Fund, State Solid Waste Management Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental**



1 Management Permit Operation Fund, Environmental Management Special Fund, Hazardous  
2 Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage  
3 Tank Trust Fund, and Lead Trust Fund are for the following purposes:

Personal Services	1,275,506	1,275,506
Other Operating Expense	226,260	227,025

8 **NORTHERN REGIONAL OFFICE**

9 From the General Fund

10 431,985 462,585

11 From the State Solid Waste Management Fund (IC 13-20-22-2)

12 45,014 55,768

13 From the Waste Tire Management Fund (IC 13-20-13-8)

14 12,246 14,019

15 From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)

16 376,914 363,498

17 From the Environmental Management Permit Operation Fund (IC 13-15-11-1)

18 288,572 326,712

19 From the Environmental Management Special Fund (IC 13-14-12-1)

20 29,549 36,621

21 From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)

22 57,061 65,943

23 From the Asbestos Trust Fund (IC 13-17-6-3)

24 15,090 19,395

25 From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)

26 10,030 11,481

27 From the Lead Trust Fund (IC 13-17-14-6)

28 696 895

29 Augmentation allowed from the State Solid Waste Management Fund,  
30 Waste Tire Management Fund, Title V Operating Permit Program Trust Fund,  
31 Environmental Management Permit Operation Fund, Environmental Management  
32 Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund,  
33 Underground Petroleum Storage Tank Trust Fund, and Lead Trust Fund.

34  
35 The amounts specified from the General Fund, State Solid Waste Management Fund, Waste  
36 Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental  
37 Management Permit Operation Fund, Environmental Management Special Fund, Hazardous  
38 Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage  
39 Tank Trust Fund, and Lead Trust Fund are for the following purposes:

Personal Services	1,082,790	1,082,790
Other Operating Expense	184,367	274,127

44 **SOUTHWEST REGIONAL OFFICE**

45 From the General Fund

46 424,876 424,876

47 From the State Solid Waste Management Fund (IC 13-20-22-2)

48 121,800 126,933

49 From the Waste Tire Management Fund (IC 13-20-13-8)



1	16,630	17,443
2	From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)	
3	191,931	169,603
4	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)	
5	190,303	196,487
6	From the Environmental Management Special Fund (IC 13-14-12-1)	
7	40,662	44,735
8	From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)	
9	87,872	91,902
10	From the Asbestos Trust Fund (IC 13-17-6-3)	
11	7,684	9,050
12	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)	
13	13,620	14,286
14	From the Lead Trust Fund (IC 13-17-14-6)	
15	355	418
16	Augmentation allowed from the State Solid Waste Management Fund, Waste Tire	
17	Management Fund, Title V Operating Permit Program Trust Fund, Environmental	
18	Management Permit Operation Fund, Environmental Management Special Fund,	
19	Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground	
20	Petroleum Storage Tank Trust Fund, and Lead Trust Fund.	

The amounts specified from the General Fund, State Solid Waste Management Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Lead Trust Fund are for the following purposes:

Personal Services	911,741	911,741
Other Operating Expense	183,992	183,992

#### LEGAL AFFAIRS

From the General Fund	532,441	532,441
From the State Solid Waste Management Fund (IC 13-20-22-2)	27,157	31,023
From the Waste Tire Management Fund (IC 13-20-13-8)	8,708	9,158
From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)	111,467	99,121
From the Environmental Management Permit Operation Fund (IC 13-15-11-1)	167,294	174,261
From the Environmental Management Special Fund (IC 13-14-12-1)	17,879	20,559
From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)	39,744	42,151
From the Asbestos Trust Fund (IC 13-17-6-3)	4,463	5,289
From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		



1	7,132	7,500
2	<b>From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)</b>	
3	379,114	398,678
4	<b>From the Lead Trust Fund (IC 13-17-14-6)</b>	
5	206	244
6	<b>Augmentation allowed from the State Solid Waste Management Fund, Waste Tire</b>	
7	<b>Management Fund, Title V Operating Permit Program Trust Fund, Environmental</b>	
8	<b>Management Permit Operation Fund, Environmental Management Special Fund,</b>	
9	<b>Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground</b>	
10	<b>Petroleum Storage Tank Trust Fund, Underground Petroleum Storage Tank Excess</b>	
11	<b>Liability Trust Fund, and Lead Trust Fund.</b>	

The amounts specified from the General Fund, State Solid Waste Management Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, Underground Petroleum Storage Tank Excess Liability Trust Fund, and Lead Trust Fund are for the following purposes:

Personal Services	806,542	806,542
Other Operating Expense	489,063	513,883

#### **ENFORCEMENT**

**From the General Fund**

1,093,915	1,093,915
<b>From the State Solid Waste Management Fund (IC 13-20-22-2)</b>	
3,592	4,118
<b>From the Waste Tire Management Fund (IC 13-20-13-8)</b>	
77,266	80,138
<b>From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)</b>	
308,247	275,056
<b>From the Environmental Management Special Fund (IC 13-14-12-1)</b>	
78,809	92,721
<b>From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)</b>	
312,003	323,089
<b>From the Asbestos Trust Fund (IC 13-17-6-3)</b>	
12,341	14,676
<b>From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)</b>	
63,281	65,633
<b>From the Lead Trust Fund (IC 13-17-14-6)</b>	
569	677
<b>Augmentation allowed from the State Solid Waste Management Fund, Waste Tire</b>	
<b>Management Fund, Title V Operating Permit Program Trust Fund, Environmental</b>	
<b>Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos</b>	
<b>Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Lead Trust Fund.</b>	

The amounts specified from the General Fund, State Solid Waste Management Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust



**Fund, Underground Petroleum Storage Tank Trust Fund, and Lead Trust Fund are for the following purposes:**

<b>Personal Services</b>	<b>1,837,953</b>	<b>1,837,953</b>
<b>Other Operating Expense</b>	<b>112,070</b>	<b>112,070</b>

**INVESTIGATIONS**

**From the General Fund**

<b>191,714</b>	<b>191,714</b>
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**From the State Solid Waste Management Fund (IC 13-20-22-2)**

<b>6,215</b>	<b>6,258</b>
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**From the Waste Tire Management Fund (IC 13-20-13-8)**

<b>15,522</b>	<b>16,179</b>
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**From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)**

<b>39,350</b>	<b>30,724</b>
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**From the Environmental Management Permit Operation Fund (IC 13-15-11-1)**

<b>123,334</b>	<b>125,580</b>
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**From the Environmental Management Special Fund (IC 13-14-12-1)**

<b>13,478</b>	<b>16,015</b>
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**From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)**

<b>63,620</b>	<b>66,158</b>
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**From the Asbestos Trust Fund (IC 13-17-6-3)**

<b>1,575</b>	<b>1,639</b>
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**From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)**

<b>12,713</b>	<b>13,251</b>
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**From the Lead Trust Fund (IC 13-17-14-6)**

<b>73</b>	<b>76</b>
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**Augmentation allowed from the State Solid Waste Management Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Lead Trust Fund.**

**The amounts specified from the General Fund, State Solid Waste Management Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and Lead Trust Fund are for the following purposes:**

<b>Personal Services</b>	<b>373,135</b>	<b>373,135</b>
<b>Other Operating Expense</b>	<b>94,459</b>	<b>94,459</b>

**MEDIA AND COMMUNICATIONS**

**From the General Fund**

<b>446,898</b>	<b>446,898</b>
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**From the State Solid Waste Management Fund (IC 13-20-22-2)**

<b>10,068</b>	<b>10,137</b>
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**From the Waste Tire Management Fund (IC 13-20-13-8)**

<b>5,710</b>	<b>5,941</b>
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1	From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
2		63,743	49,770
3	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
4		78,335	79,708
5	From the Environmental Management Special Fund (IC 13-14-12-1)		
6		8,391	9,403
7	From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
8		24,734	25,637
9	From the Asbestos Trust Fund (IC 13-17-6-3)		
10		2,552	2,656
11	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
12		4,676	4,866
13	From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
14		248,571	258,657
15	From the Lead Trust Fund (IC 13-17-14-6)		
16		118	123
17	Augmentation allowed from the State Solid Waste Management Fund, Waste Tire		
18	Management Fund, Title V Operating Permit Program Trust Fund, Environmental		
19	Management Permit Operation Fund, Environmental Management Special Fund,		
20	Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground		
21	Petroleum Storage Tank Trust Fund, Underground Petroleum Storage Tank Excess		
22	Liability Trust Fund, and Lead Trust Fund.		

The amounts specified from the General Fund, State Solid Waste Management Fund, Waste Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental Management Permit Operation Fund, Environmental Management Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, Underground Petroleum Storage Tank Excess Liability Trust Fund, and Lead Trust Fund are for the following purposes:

31	Personal Services	833,910	833,910
32	Other Operating Expense	59,886	59,886

#### COMMUNITY RELATIONS

35	From the General Fund		
36		462,989	462,989
37	From the State Solid Waste Management Fund (IC 13-20-22-2)		
38		15,009	15,112
39	From the Waste Tire Management Fund (IC 13-20-13-8)		
40		8,512	8,858
41	From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
42		95,031	74,199
43	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
44		116,785	118,832
45	From the Environmental Management Special Fund (IC 13-14-12-1)		
46		12,509	14,018
47	From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
48		36,875	38,220
49	From the Asbestos Trust Fund (IC 13-17-6-3)		



1		3,805	3,959
2	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
3		6,972	7,254
4	From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
5		370,579	385,618
6	From the Lead Trust Fund (IC 13-17-14-6)		
7		176	183
8	Augmentation allowed from the State Solid Waste Management Fund,		
9	Waste Tire Management Fund, Title V Operating Permit Program Trust Fund,		
10	Environmental Management Permit Operation Fund, Environmental Management		
11	Special Fund, Hazardous Substances Response Trust Fund, Asbestos Trust Fund,		
12	Underground Petroleum Storage Tank Trust Fund, Underground Petroleum Storage		
13	Tank Excess Liability Trust Fund, and Lead Trust Fund.		
14			
15	The amounts specified from the General Fund, State Solid Waste Management Fund, Waste		
16	Tire Management Fund, Title V Operating Permit Program Trust Fund, Environmental		
17	Management Permit Operation Fund, Environmental Management Special Fund, Hazardous		
18	Substances Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage		
19	Tank Trust Fund, Underground Petroleum Storage Tank Excess Liability Trust Fund,		
20	and Lead Trust Fund are for the following purposes:		
21			
22	Personal Services	1,020,294	1,020,294
23	Other Operating Expense	108,948	108,948
24			
25	<b>OHIO RIVER VALLEY WATER SANITATION COMMISSION</b>		
26	Environmental Management Special Fund (IC 13-14-12-1)		
27	Total Operating Expense	252,500	252,500
28	Augmentation allowed.		
29	<b>OFFICE OF ENVIRONMENTAL RESPONSE</b>		
30	Personal Services	2,177,219	2,177,219
31	Other Operating Expense	321,248	353,248
32	<b>POLLUTION PREVENTION AND TECHNICAL ASSISTANCE</b>		
33	Personal Services	1,300,207	1,300,207
34	Other Operating Expense	808,621	808,621
35	<b>PCB INSPECTIONS</b>		
36	Environmental Management Permit Operation Fund (IC 13-15-11-1)		
37	Total Operating Expense	30,561	30,561
38	Augmentation allowed.		
39	<b>U.S. GEOLOGICAL SURVEY CONTRACTS</b>		
40	Environmental Management Special Fund (IC 13-14-12-1)		
41	Total Operating Expense	62,890	62,890
42	Augmentation allowed.		
43	<b>STATE SOLID WASTE GRANTS MANAGEMENT</b>		
44	State Solid Waste Management Fund (IC 13-20-22-2)		
45	Personal Services	385,092	385,092
46	Other Operating Expense	1,378,808	1,378,808
47	Augmentation allowed.		
48	<b>RECYCLING OPERATING</b>		
49	Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)		



		<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1	Personal Services	259,711	259,711	
2	Other Operating Expense	90,292	90,292	
3	Augmentation allowed.			
4	<b>VOLUNTARY CLEAN-UP PROGRAM</b>			
5	Voluntary Remediation Fund (IC 13-25-5-21)			
6	Personal Services	665,627	665,627	
7	Other Operating Expense	229,900	229,900	
8	Augmentation allowed.			
9	<b>TITLE V AIR PERMIT PROGRAM</b>			
10	Title V Operating Permit Program Trust Fund (IC 13-17-8-1)			
11	Personal Services	7,265,027	7,265,027	
12	Other Operating Expense	4,501,920	1,564,171	
13	Augmentation allowed.			
14	<b>WATER MANAGEMENT PERMITTING</b>			
15	From the General Fund			
16	2,548,364 2,527,288			
17	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)			
18	5,593,375 5,547,117			
19	Augmentation allowed from the Environmental Management Permit Operation Fund.			
20				
21	The amounts specified from the General Fund and the Environmental Management Permit			
22	Operation Fund are for the following purposes:			
23				
24	Personal Services	6,882,416	6,882,416	
25	Other Operating Expense	1,259,323	1,191,989	
26				
27	<b>SOLID WASTE MANAGEMENT PERMITTING</b>			
28	From the General Fund			
29	2,337,961 2,311,961			
30	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)			
31	3,656,812 3,163,482			
32	Augmentation allowed from the Environmental Management Permit Operation Fund.			
33				
34	The amounts specified from the General Fund and the Environmental Management Permit			
35	Operation Fund are for the following purposes:			
36				
37	Personal Services	4,723,666	4,723,666	
38	Other Operating Expense	1,271,107	751,777	
39				
40	<b>CFO/CAFO INSPECTIONS</b>			
41	Total Operating Expense	450,000	450,000	
42				
43	<b>HAZARDOUS WASTE MANAGEMENT PERMITTING</b>			
44	From the General Fund			
45	2,380,469 2,370,335			
46	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)			
47	2,899,411 2,487,311			
48	Augmentation allowed from the Environmental Management Permit Operation Fund.			
49				



The amounts specified from the General Fund and the Environmental Management Permit Operation Fund are for the following purposes:

Personal Services	4,245,060	4,245,060
Other Operating Expense	1,034,820	612,586

**SAFE DRINKING WATER PROGRAM**

From the General Fund

438,561	415,228
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From the Environmental Management Permit Operation Fund (IC 13-15-11-1)

2,280,509	2,159,176
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Augmentation allowed from the Environmental Management Permit Operation Fund.

The amounts specified from the General Fund and the Environmental Management Permit Operation Fund are for the following purposes:

Personal Services	1,955,356	1,955,356
Other Operating Expense	763,714	619,048

**CLEAN VESSEL PUMPOUT**

Environmental Management Special Fund (IC 13-14-12-1)

Total Operating Expense	129,618	47,122
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Augmentation allowed.

**GROUNDWATER PROGRAM**

Environmental Management Special Fund (IC 13-14-12-1)

Total Operating Expense	128,839	128,839
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Augmentation allowed.

**UNDERGROUND STORAGE TANK PROGRAM**

Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)

Total Operating Expense	135,959	135,959
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Augmentation allowed.

**AIR MANAGEMENT OPERATING**

Personal Services	466,703	468,372
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Other Operating Expense	354,057	324,817
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**WATER MANAGEMENT NON-PERMITTING**

Personal Services	2,528,259	2,528,259
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Other Operating Expense	708,888	708,888
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**GREAT LAKES INITIATIVE**

Environmental Management Special Fund (IC 13-14-12-1)

Total Operating Expense	57,207	57,207
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Augmentation allowed.

**OUTREACH OPERATOR TRAINING**

General Fund

Total Operating Expense	3,059	3,059
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Environmental Management Special Fund (IC 13-14-12-1)

Total Operating Expense	6,116	6,116
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Augmentation allowed.

**LEAKING UNDERGROUND STORAGE TANKS**

Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)



		<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1	Personal Services	145,472	145,472	
2	Other Operating Expense	18,201	18,201	
3	Augmentation allowed.			
4	<b>CORE SUPERFUND</b>			
5	Hazardous Substances Response Trust Fund (IC 13-25-4-1)			
6	Total Operating Expense	28,337	20,737	
7	Augmentation allowed.			
8	<b>AUTO EMISSIONS TESTING PROGRAM</b>			
9	Personal Services	111,387	111,387	
10	Other Operating Expense	5,628,528	5,826,564	
11				
12	The above appropriations for auto emissions testing are the maximum amounts available			
13	for this purpose. If it becomes necessary to conduct additional tests in other locations, the			
14	above appropriations shall be prorated among all locations.			
15				
16	<b>HAZARDOUS WASTE SITE - STATE CLEAN-UP</b>			
17	Hazardous Substances Response Trust Fund (IC 13-25-4-1)			
18	Personal Services	1,407,860	1,407,860	
19	Other Operating Expense	594,171	594,171	
20	Augmentation allowed.			
21	<b>HAZARDOUS WASTE SITES - NATURAL RESOURCE DAMAGES</b>			
22	Hazardous Substances Response Trust Fund (IC 13-25-4-1)			
23	Personal Services	181,465	181,465	
24	Other Operating Expense	320,752	320,752	
25	Augmentation allowed.			
26	<b>SUPERFUND MATCH</b>			
27	Hazardous Substances Response Trust Fund (IC 13-25-4-1)			
28	Total Operating Expense	150,000	150,000	
29	Augmentation allowed.			
30	<b>HOUSEHOLD HAZARDOUS WASTE</b>			
31	Hazardous Substances Response Trust Fund (IC 13-25-4-1)			
32	Other Operating Expense	302,000	302,000	
33	Augmentation allowed.			
34	<b>ASBESTOS TRUST - OPERATING</b>			
35	Asbestos Trust Fund (IC 13-17-6-3)			
36	Personal Services	314,003	314,003	
37	Other Operating Expense	157,097	157,097	
38	Augmentation allowed.			
39	<b>UNDERGROUND PETROLEUM STORAGE TANK - OPERATING</b>			
40	Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)			
41	Personal Services	1,009,924	1,009,924	
42	Other Operating Expense	44,876,323	44,876,323	
43	Augmentation allowed.			
44	<b>WASTE TIRE MANAGEMENT</b>			
45	Waste Tire Management Fund (IC 13-20-13-8)			
46	Total Operating Expense	1,054,000	1,054,000	
47	Augmentation allowed.			
48	<b>VOLUNTARY COMPLIANCE</b>			
49	Environmental Management Special Fund (IC 13-14-12-1)			



		<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1	Personal Services	166,994	166,994	
2	Other Operating Expense	183,752	183,752	
3	Augmentation allowed.			
4	<b>ENVIRONMENTAL MANAGEMENT SPECIAL FUND - OPERATING</b>			
5	Environmental Management Special Fund (IC 13-14-12-1)			
6	Total Operating Expense	400,000	400,000	
7	Augmentation allowed.			
8	<b>SMALL TOWN COMPLIANCE</b>			
9	Environmental Management Special Fund (IC 13-14-12-1)			
10	Total Operating Expense	60,000	60,000	
11	Augmentation allowed.			
12	<b>STATE INNOVATION - CLEAN COMMUNITIES CHALLENGE</b>			
13	Total Operating Expense	21,682	0	
14	<b>PETROLEUM TRUST - OPERATING</b>			
15	Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)			
16	Personal Services	185,637	185,637	
17	Other Operating Expense	377,962	377,962	
18	Augmentation allowed.			
19	<b>LEAD BASED PAINT ACTIVITIES PROGRAM</b>			
20	Lead Trust Fund (IC 13-17-14-6)			
21	Total Operating Expense	21,736	21,736	
22	Augmentation allowed.			
23				
24	Notwithstanding any other law, with the approval of the Governor and the budget agency,			
25	the above appropriations for hazardous waste management permitting, wetlands			
26	protection, watershed management, groundwater program, underground storage tanks,			
27	air management operating, asbestos trust operating, lead based paint activities program,			
28	water management non-permitting, pollution prevention incentives for states, safe			
29	drinking water program, and any other appropriation eligible to be included in a			
30	performance partnership grant may be used to fund activities incorporated into a			
31	performance partnership grant between the United States Environmental Protection			
32	Agency and the department of environmental management.			
33				
34	<b>FOR THE OFFICE OF ENVIRONMENTAL ADJUDICATION</b>			
35	Personal Services	361,013	361,013	
36	Other Operating Expense	108,158	90,282	
37				
38	<b>SECTION 6. [EFFECTIVE JULY 1, 2007]</b>			
39				
40	<b>ECONOMIC DEVELOPMENT</b>			
41				
42	<b>A. AGRICULTURE</b>			
43				
44	<b>FOR THE DEPARTMENT OF AGRICULTURE</b>			
45	Personal Services	1,880,083	1,880,083	
46	Other Operating Expense	605,366	605,366	
47				
48	<b>CLEAN WATER INDIANA</b>			
49	General Fund			



		<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1	<b>Total Operating Expense</b>	<b>500,000</b>	<b>500,000</b>	
2	<b>Cigarette Tax Fund (IC 6-7-1-29.3)</b>			
3	<b>Total Operating Expense</b>	<b>3,750,000</b>	<b>3,750,000</b>	
4	<b>Augmentation allowed.</b>			
5				
6	<b>SOIL CONSERVATION DIVISION</b>			
7	<b>Cigarette Tax Fund (IC 6-7-1-29.1)</b>			
8	<b>Total Operating Expense</b>	<b>1,937,652</b>	<b>1,937,652</b>	
9	<b>Augmentation allowed.</b>			
10				
11	<b>GRAIN BUYERS AND WAREHOUSE LICENSING AGENCY</b>			
12	<b>Grain Buyers and Warehouse Licensing Agency Fund (IC 26-3-7-6.3)</b>			
13	<b>Total Operating Expense</b>	<b>160,000</b>	<b>160,000</b>	
14	<b>Augmentation allowed.</b>			
15				
16	<b>B. COMMERCE</b>			
17				
18	<b>FOR THE LIEUTENANT GOVERNOR</b>			
19	<b>OFFICE OF RURAL AFFAIRS</b>			
20	<b>Personal Services</b>	<b>1,514,377</b>	<b>1,514,377</b>	
21	<b>Other Operating Expense</b>	<b>410,322</b>	<b>410,322</b>	
22	<b>RURAL ECONOMIC DEVELOPMENT FUND</b>			
23	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>			
24	<b>Total Operating Expense</b>	<b>3,603,480</b>	<b>3,603,480</b>	
25	<b>OFFICE OF TOURISM</b>			
26	<b>Total Operating Expense</b>	<b>4,813,369</b>	<b>4,813,369</b>	
27	<b>RECYCLING PROMOTION AND ASSISTANCE PROGRAM</b>			
28	<b>Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)</b>			
29	<b>Total Operating Expense</b>	<b>1,395,000</b>	<b>1,395,000</b>	
30	<b>Augmentation allowed.</b>			
31	<b>WASTE TIRE MANAGEMENT</b>			
32	<b>Waste Tire Management Fund (IC 13-20-13-8)</b>			
33	<b>Total Operating Expense</b>	<b>1,100,000</b>	<b>1,100,000</b>	
34	<b>Augmentation allowed.</b>			
35	<b>STATE ENERGY PROGRAM</b>			
36	<b>Total Operating Expense</b>	<b>263,788</b>	<b>263,788</b>	
37	<b>FOOD ASSISTANCE PROGRAM</b>			
38	<b>Total Operating Expense</b>	<b>145,506</b>	<b>145,506</b>	
39				
40	<b>FOR THE INDIANA ECONOMIC DEVELOPMENT CORPORATION</b>			
41	<b>ADMINISTRATIVE AND FINANCIAL SERVICES</b>			
42	<b>From the General Fund</b>			
43		<b>6,611,741</b>	<b>6,611,741</b>	
44	<b>From the Training 2000 Fund (IC 5-28-7-5)</b>			
45		<b>185,630</b>	<b>185,630</b>	
46	<b>From the Industrial Development Grant Fund (IC 5-28-25-4)</b>			
47		<b>52,139</b>	<b>52,139</b>	
48				
49	<b>The amounts specified from the General Fund, Training 2000 Fund, and Industrial Development</b>			



Grant Fund are for the following purposes:

<b>Total Operating Expense</b>	<b>6,849,510</b>	<b>6,849,510</b>	
<b>21ST CENTURY RESEARCH AND TECHNOLOGY FUND</b>			
<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>			
<b>Total Operating Expense</b>	<b>34,875,000</b>	<b>34,875,000</b>	
<b>IN HIGH GROWTH BUSINESS INCENTIVE FUND (IC 5-28)</b>			
<b>Total Operating Expense</b>	<b>6,000,000</b>	<b>6,000,000</b>	
<b>INTERNATIONAL TRADE</b>			
<b>Total Operating Expense</b>	<b>1,297,049</b>	<b>1,297,049</b>	
<b>ENTERPRISE ZONE PROGRAM</b>			
<b>Indiana Enterprise Zone Fund (IC 5-28-15-6)</b>			
<b>Total Operating Expense</b>	<b>241,860</b>	<b>241,860</b>	
<b>Augmentation allowed.</b>			
<b>LOCAL ECONOMIC DEVELOPMENT ORGANIZATION/ REGIONAL ECONOMIC DEVELOPMENT ORGANIZATION (LEDO/REDO) MATCHING GRANT PROGRAM</b>			
<b>Total Operating Expense</b>			<b>1,767,000</b>
<b>TRAINING 2000</b>			
<b>General Fund</b>			
<b>Total Operating Expense</b>			<b>21,529,536</b>
<b>Training 2000 Fund (IC 5-28-7-5)</b>			
<b>Total Operating Expense</b>			<b>4,470,464</b>
<b>Augmentation allowed.</b>			
<b>BUSINESS PROMOTION PROGRAM</b>			
<b>Total Operating Expense</b>			<b>2,112,502</b>
<b>TRADE PROMOTION PROGRAM</b>			
<b>Total Operating Expense</b>	<b>186,000</b>	<b>186,000</b>	
<b>ECONOMIC DEVELOPMENT GRANT AND LOAN PROGRAM</b>			
<b>General Fund</b>			
<b>Total Operating Expense</b>			<b>1,116,000</b>
<b>Economic Development Fund (IC 5-28-8-5)</b>			
<b>Total Operating Expense</b>			<b>384,000</b>
<b>Augmentation allowed.</b>			
<b>INDUSTRIAL DEVELOPMENT GRANT PROGRAM</b>			
<b>General Fund</b>			
<b>Total Operating Expense</b>			<b>6,500,000</b>
<b>Industrial Development Grant Fund (IC 5-28-25-4)</b>			
<b>Total Operating Expense</b>			<b>1,555,000</b>
<b>Augmentation allowed.</b>			
<b>TECHNOLOGY DEVELOPMENT GRANT PROGRAM</b>			
<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>			
<b>Total Operating Expense</b>	<b>2,100,000</b>	<b>2,100,000</b>	
<b>INDIANA LIFE SCIENCES INITIATIVE</b>			
<b>Indiana Life Sciences Fund (IC 5-28)</b>			
<b>Total Operating Expense</b>	<b>40,000,000</b>	<b>40,000,000</b>	
<b>STRATEGIC DEVELOPMENT FUND</b>			
<b>Strategic Development Fund</b>			





1	<b>Total Operating Expense</b>		<b>30,000</b>
2			
3	<b>FOR THE INDIANA FINANCE AUTHORITY (IFA)</b>		
4	<b>CAPITAL ACCESS PROGRAM</b>		
5	<b>Total Operating Expense</b>		<b>1,155,524</b>
6	<b>ENVIRONMENTAL REMEDIATION REVOLVING LOAN PROGRAM</b>		
7	<b>Total Operating Expense</b>		<b>2,325,000</b>
8	<b>PROJECT GUARANTY PROGRAM</b>		
9	<b>Total Operating Expense</b>		<b>1,674,000</b>
10	<b>BUSINESS DEVELOPMENT LOAN PROGRAM</b>		
11	<b>Total Operating Expense</b>		<b>1,860,000</b>
12			
13	<b>FOR THE HOUSING AND COMMUNITY DEVELOPMENT AUTHORITY</b>		
14	<b>INDIANA INDIVIDUAL DEVELOPMENT ACCOUNTS</b>		
15	<b>Total Operating Expense</b>	<b>1,000,000</b>	<b>1,000,000</b>
16			
17	The housing and community development authority shall collect and report to the family		
18	and social services administration (FSSA) all data required for FSSA to meet the		
19	data collection and reporting requirements in 45 CFR Part 265.		
20			
21	Family and social services administration, division of family resources shall apply		
22	all qualifying expenditures for individual development accounts deposits toward Indiana's		
23	maintenance of effort under the federal Temporary Assistance to Needy Families		
24	(TANF) program (45 CFR 260 et seq.).		
25			
26	<b>MORTGAGE FORECLOSURE COUNSELING</b>		
27	<b>Total Operating Expense</b>	<b>400,000</b>	<b>400,000</b>
28			
29	<b>C. EMPLOYMENT SERVICES</b>		
30			
31	<b>FOR THE DEPARTMENT OF WORKFORCE DEVELOPMENT</b>		
32	<b>ADMINISTRATION</b>		
33	<b>Total Operating Expense</b>	<b>1,681,603</b>	<b>1,681,603</b>
34	<b>SEXUAL ASSAULT VICTIMS' ASSISTANCE</b>		
35	Sexual Assault Victims' Assistance Account (IC 4-23-25-11(i))		
36	<b>Total Operating Expense</b>	<b>49,000</b>	<b>49,000</b>
37	<b>WOMEN'S COMMISSION</b>		
38	Personal Services	<b>91,480</b>	<b>91,480</b>
39	Other Operating Expense	<b>43,927</b>	<b>43,927</b>
40	<b>COMMISSION ON HISPANIC/LATINO AFFAIRS</b>		
41	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
42	<b>Total Operating Expense</b>	<b>115,599</b>	<b>115,599</b>
43			
44	The above appropriations are in addition to any funding for the commission derived		
45	from funds appropriated to the department of workforce development.		
46			
47	<b>SECTION 7. [EFFECTIVE JULY 1, 2007]</b>		
48			
49	<b>TRANSPORTATION</b>		



**FOR THE DEPARTMENT OF TRANSPORTATION**

For the conduct and operation of the department of transportation, the following sums are appropriated for the periods designated, from the state general fund, the public mass transportation fund, the industrial rail service fund, the state highway fund, the motor vehicle highway account, the distressed road fund, the state highway road construction and improvement fund, the motor carrier regulation fund, the crossroads 2000 fund, and the major moves construction fund.

**INTERMODAL OPERATING**

From the State Highway Fund (IC 8-23-9-54)

491,232	491,232
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From the Department of Transportation Administration Fund

13,680	13,680
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From the Public Mass Transportation Fund (IC 8-23-3-8)

336,609	336,609
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From the Industrial Rail Service Fund (IC 8-3-1.7-2)

336,609	336,609
---------	---------

Augmentation allowed from the State Highway Fund, Public Mass Transportation Fund, and Industrial Rail Service Fund.

The amounts specified from the State Highway Fund, the Public Mass Transportation Fund, and the Industrial Rail Service Fund are for the following purposes:

Personal Services	1,096,965	1,096,965
Other Operating Expense	81,165	81,165

**INTERMODAL GRANT PROGRAM**

Department of Transportation Administration Fund

Total Operating Expense	42,000	42,000
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Public Mass Transportation Fund (IC 8-23-3-8)

Total Operating Expense	37,500	37,500
-------------------------	--------	--------

Augmentation allowed from Public Mass Transportation Fund.

**RAILROAD GRADE CROSSING IMPROVEMENT**

State Highway Fund (IC 8-23-9-54)

Total Operating Expense	500,000	500,000
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**HIGH SPEED RAIL**

Industrial Rail Service Fund

Matching Funds		40,000
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Augmentation allowed.

**PUBLIC MASS TRANSPORTATION**

Public Mass Transportation Fund (IC 8-23-3-8)

Total Operating Expense	34,874,267	35,583,434
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Augmentation allowed.

The appropriations are to be used solely for the promotion and development of public transportation. The department of transportation shall allocate funds based on a formula approved by the commissioner of the department of transportation.



The department of transportation may distribute public mass transportation funds to an eligible grantee that provides public transportation in Indiana.

The state funds can be used to match federal funds available under the Federal Transit Act (49 U.S.C. 1601, et seq.), or local funds from a requesting grantee.

Before funds may be disbursed to a grantee, the grantee must submit its request for financial assistance to the department of transportation for approval. Allocations must be approved by the governor and the budget agency after review by the budget committee and shall be made on a reimbursement basis. Only applications for capital and operating assistance may be approved. Only those grantees that have met the reporting requirements under IC 8-23-3 are eligible for assistance under this appropriation.

#### **HIGHWAY OPERATING**

State Highway Fund (IC 8-23-9-54)

Personal Services	256,004,351	268,000,991
Other Operating Expense	54,953,221	56,348,993

#### **HIGHWAY BUILDINGS AND GROUNDS**

State Highway Fund (IC 8-23-9-54)

Total Operating Expense	25,000,000
-------------------------	------------

The above appropriations for highway buildings and grounds may be used for land acquisition, site development, construction and equipping of new highway facilities and for maintenance, repair, and rehabilitation of existing state highway facilities after review by the budget committee.

#### **HIGHWAY VEHICLE AND ROAD MAINTENANCE EQUIPMENT**

State Highway Fund (IC 8-23-9-54)

Other Operating Expense	20,420,600	20,420,600
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The above appropriations for highway operating and highway vehicle and road maintenance equipment may be used for personal services, equipment, and other operating expense, including the cost of transportation for the governor.

#### **HIGHWAY MAINTENANCE WORK PROGRAM**

State Highway Fund (IC 8-23-9-54)

Other Operating Expense	75,480,000	76,989,600
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The above appropriations for the highway maintenance work program may be used for:

- (1) materials for patching roadways and shoulders;
- (2) repairing and painting bridges;
- (3) installing signs and signals and painting roadways for traffic control;
- (4) mowing, herbicide application, and brush control;
- (5) drainage control;
- (6) maintenance of rest areas, public roads on properties of the department of natural resources, and driveways on the premises of all state facilities;
- (7) materials for snow and ice removal;



(8) utility costs for roadway lighting; and  
 (9) other special maintenance and support activities consistent with the highway maintenance work program.

#### **HIGHWAY CAPITAL IMPROVEMENTS**

##### **State Highway Fund (IC 8-23-9-54)**

<b>Right-of-Way Expense</b>	<b>30,000,000</b>	<b>43,200,000</b>
<b>Formal Contracts Expense</b>	<b>64,897,733</b>	<b>46,652,354</b>
<b>Consulting Services Expense</b>	<b>48,000,000</b>	<b>47,200,000</b>
<b>Institutional Road Construction</b>	<b>5,000,000</b>	<b>5,000,000</b>

The above appropriations for the capital improvements program may be used for:

- (1) bridge rehabilitation and replacement;
- (2) road construction, reconstruction, or replacement;
- (3) construction, reconstruction, or replacement of travel lanes, intersections, grade separations, rest parks, and weigh stations;
- (4) relocation and modernization of existing roads;
- (5) resurfacing;
- (6) erosion and slide control;
- (7) construction and improvement of railroad grade crossings, including the use of the appropriations to match federal funds for projects;
- (8) small structure replacements;
- (9) safety and spot improvements; and
- (10) right-of-way, relocation, and engineering and consulting expenses associated with any of the above types of projects.

The appropriations for highway operating, highway vehicle and road maintenance equipment, highway buildings and grounds, the highway planning and research program, the highway maintenance work program, and highway capital improvements are appropriated from estimated revenues, which include the following:

- (1) Funds distributed to the state highway fund from the motor vehicle highway account under IC 8-14-1-3(4).
- (2) Funds distributed to the state highway fund from the highway, road and street fund under IC 8-14-2-3.
- (3) All fees and miscellaneous revenues deposited in or accruing to the state highway fund under IC 8-23-9-54.
- (4) Any unencumbered funds carried forward in the state highway fund from any previous fiscal year.
- (5) All other funds appropriated or made available to the department of transportation by the general assembly.

If funds from sources set out above for the department of transportation exceed appropriations from those sources to the department, the excess amount is hereby appropriated to be used for formal contracts with approval of the governor and the budget agency.

If there is a change in a statute reducing or increasing revenue for department use, the budget agency shall notify the auditor of state to adjust the above appropriations to reflect the estimated increase or decrease. Upon the request of the department, the budget agency, with the approval of the governor, may allot any increase in appropriations



to the department for formal contracts.

If the department of transportation finds that an emergency exists or that an appropriation will be insufficient to cover expenses incurred in the normal operation of the department, the budget agency may, upon request of the department, and with the approval of the governor, transfer funds from revenue sources set out above from one (1) appropriation to the deficient appropriation. No appropriation from the state highway fund may be used to fund any toll road or toll bridge project except as specifically provided for under IC 8-15-2-20.

#### **HIGHWAY PLANNING AND RESEARCH PROGRAM**

State Highway Fund (IC 8-23-9-54)

Total Operating Expense	3,605,000	3,713,150
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#### **STATE HIGHWAY ROAD CONSTRUCTION AND IMPROVEMENT PROGRAM**

State Highway Road Construction Improvement Fund (IC 8-14-10-5)

Lease Rental Payments Expense	63,487,461	64,806,454
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Augmentation allowed.

The above appropriation for the state highway road construction and improvement program is appropriated from the state highway road construction and improvement fund provided in IC 8-14-10-5 and may include any unencumbered funds carried forward from any previous fiscal year. The funds shall first be used for payment of rentals and leases relating to projects under IC 8-14.5. If any funds remain, they may be used for the following purposes:

- (1) road and bridge construction, reconstruction, or replacement;
- (2) construction, reconstruction, or replacement of travel lanes, intersections, and grade separations;
- (3) relocation and modernization of existing roads; and
- (4) right-of-way, relocation, and engineering and consulting expenses associated with any of the above types of projects.

#### **CROSSROADS 2000 PROGRAM**

Crossroads 2000 Fund (IC 8-14-10-9)

Lease Rental Payment Expense	35,928,754	36,288,042
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Augmentation allowed.

The above appropriation for the crossroads 2000 program is appropriated from the crossroads 2000 fund provided in IC 8-14-10-9 and may include any unencumbered funds carried forward from any previous fiscal year. The funds shall first be used for payment of rentals and leases relating to projects under IC 8-14-10-9. If any funds remain, they may be used for the following purposes:

- (1) road and bridge construction, reconstruction, or replacement;
- (2) construction, reconstruction, or replacement of travel lanes, intersections, and grade separations;
- (3) relocation and modernization of existing roads; and
- (4) right-of-way, relocation, and engineering and consulting expenses associated with any of the above types of projects.



**MAJOR MOVES CONSTRUCTION PROGRAM**

**Major Moves Construction Fund (IC 8-14-14-5)**

<b>Formal Contracts Expense</b>	<b>471,000,000</b>	<b>661,000,000</b>
<b>Augmentation allowed.</b>		

**FEDERAL APPORTIONMENT**

<b>Right-of-Way Expense</b>	<b>64,000,000</b>	<b>74,700,000</b>
<b>Formal Contracts Expense</b>	<b>425,788,221</b>	<b>492,103,311</b>
<b>Consulting Engineers Expense</b>	<b>149,121,779</b>	<b>108,804,989</b>
<b>Highway Planning and Research</b>	<b>13,390,000</b>	<b>13,791,700</b>
<b>Local Government Revolving Acct.</b>	<b>180,000,000</b>	<b>180,000,000</b>

The department may establish an account to be known as the "local government revolving account". The account is to be used to administer the federal-local highway construction program. All contracts issued and all funds received for federal-local projects under this program shall be entered into this account.

If the federal apportionments for the fiscal years covered by this act exceed the above estimated appropriations for the department or for local governments, the excess federal apportionment is hereby appropriated for use by the department with the approval of the governor and the budget agency.

The department shall bill, in a timely manner, the federal government for all department payments that are eligible for total or partial reimbursement.

The department may let contracts and enter into agreements for construction and preliminary engineering during each year of the 2007-2009 biennium that obligate not more than one-third (1/3) of the amount of state funds estimated by the department to be available for appropriation in the following year for formal contracts and consulting engineers for the capital improvements program.

Under IC 8-23-5-7(a), the department, with the approval of the governor, may construct and maintain roadside parks and highways where highways will connect any state highway now existing, or hereafter constructed, with any state park, state forest preserve, state game preserve, or the grounds of any state institution. There is appropriated to the department of transportation an amount sufficient to carry out the provisions of this paragraph. Under IC 8-23-5-7(d), such appropriations shall be made from the motor vehicle highway account before distribution to local units of government.

**LOCAL TECHNICAL ASSISTANCE AND RESEARCH**

Under IC 8-14-1-3(6), there is appropriated to the department of transportation an amount sufficient for:

- (1) the program of technical assistance under IC 8-23-2-5(6); and
- (2) the research and highway extension program conducted for local government under IC 8-17-7-4.

The department shall develop an annual program of work for research and extension in cooperation with those units being served, listing the types of research and educational



programs to be undertaken. The commissioner of the department of transportation may make a grant under this appropriation to the institution or agency selected to conduct the annual work program. Under IC 8-14-1-3(6), appropriations for the program of technical assistance and for the program of research and extension shall be taken from the local share of the motor vehicle highway account.

Under IC 8-14-1-3(7) there is hereby appropriated such sums as are necessary to maintain a sufficient working balance in accounts established to match federal and local money for highway projects. These funds are appropriated from the following sources in the proportion specified:

- (1) one-half (1/2) from the forty-seven percent (47%) set aside of the motor vehicle highway account under IC 8-14-1-3(7); and
- (2) for counties and for those cities and towns with a population greater than five thousand (5,000), one-half (1/2) from the distressed road fund under IC 8-14-8-2.

#### SECTION 8. [EFFECTIVE JULY 1, 2007]

### FAMILY AND SOCIAL SERVICES, HEALTH, AND VETERANS' AFFAIRS

#### A. FAMILY AND SOCIAL SERVICES

#### FOR THE STATE BUDGET AGENCY

##### INDIANA PRESCRIPTION DRUG PROGRAM

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	7,900,000	7,900,000
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#### FOR THE FAMILY AND SOCIAL SERVICES ADMINISTRATION

##### CHILDREN'S HEALTH INSURANCE PROGRAM

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	31,363,603	33,863,603
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##### FAMILY AND SOCIAL SERVICES ADMINISTRATION

Total Operating Expense	23,653,777	25,253,777
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##### OFFICE OF MEDICAID POLICY AND PLANNING - ADMINISTRATION

Total Operating Expense	7,147,309	7,147,309
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##### MEDICAID ADMINISTRATION

Total Operating Expense	37,554,190	37,554,190
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##### MEDICAID - CURRENT OBLIGATIONS

General Fund

Total Operating Expense	1,540,350,000	1,617,367,500
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The foregoing appropriations for Medicaid current obligations and for Medicaid administration are for the purpose of enabling the office of Medicaid policy and planning to carry out all services as provided in IC 12-8-6. In addition to the above appropriations, all money received from the federal government and paid into the state treasury as a grant or allowance is appropriated and shall be expended by the office of Medicaid policy and planning for the respective purposes for which the money was allocated and paid to the state. Subject to the provisions of P.L.46-1995, if the sums herein appropriated for Medicaid current obligations and for Medicaid administration are



insufficient to enable the office of Medicaid policy and planning to meet its obligations, then there is appropriated from the general fund such further sums as may be necessary for that purpose, subject to the approval of the governor and the budget agency.

The foregoing appropriations include funds to serve former residents of the Ft. Wayne developmental center in alternative settings.

#### **HOSPITAL CARE FOR THE INDIGENT FUND**

Hospital Care for the Indigent Fund (IC 12-16-14-6)

Total Operating Expense	56,900,000	56,900,000
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Augmentation allowed.

Subject to the approval of the governor and the budget agency, the foregoing appropriations for Medicaid - Current Obligations may be augmented or reduced based on revenues accruing to the hospital care for the indigent fund.

#### **MEDICAID DISABILITY ELIGIBILITY EXAMS**

Total Operating Expense	1,597,500	1,597,500
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#### **MENTAL HEALTH ADMINISTRATION**

Other Operating Expense	4,164,368	3,945,313
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#### **SERIOUSLY EMOTIONALLY DISTURBED**

Total Operating Expense	16,469,493	16,469,493
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#### **SERIOUSLY MENTALLY ILL**

General Fund

Total Operating Expense	93,862,579	93,862,579
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Mental Health Centers Fund (IC 6-7-1)

Total Operating Expense	4,445,000	4,445,000
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Augmentation allowed.

#### **COMMUNITY MENTAL HEALTH CENTERS**

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	2,000,000	2,000,000
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The above appropriation from the Tobacco Master Settlement Agreement Fund is in addition to other funds. The above appropriations for comprehensive community mental health services include the intragovernmental transfers necessary to provide the nonfederal share of reimbursement under the Medicaid rehabilitation option.

The comprehensive community mental health centers shall submit their proposed annual budgets (including income and operating statements) to the budget agency on or before August 1 of each year. All federal funds shall be applied in augmentation of the foregoing funds rather than in place of any part of the funds. The office of the secretary, with the approval of the budget agency, shall determine an equitable allocation of the appropriation among the mental health centers.

#### **GAMBLERS' ASSISTANCE**

Gamblers' Assistance Fund (IC 4-33-12-6)

Total Operating Expense	4,250,000	4,250,000
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#### **SUBSTANCE ABUSE TREATMENT**





		<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1	<b>Total Operating Expense</b>	<b>5,006,000</b>	<b>5,006,000</b>	
2	<b>QUALITY ASSURANCE/RESEARCH</b>			
3	<b>Total Operating Expense</b>	<b>838,000</b>	<b>838,000</b>	
4	<b>PREVENTION</b>			
5	<b>Gamblers' Assistance Fund (IC 4-33-12-6)</b>			
6	<b>Total Operating Expense</b>	<b>2,740,700</b>	<b>2,740,700</b>	
7	<b>Augmentation allowed.</b>			
8	<b>METHADONE DIVERSION CONTROL OVERSIGHT (MDCO) PROGRAM</b>			
9	<b>MDCO Fund (IC 12-23-18)</b>			
10	<b>Total Operating Expense</b>	<b>470,000</b>	<b>470,000</b>	
11	<b>Augmentation allowed.</b>			
12	<b>DMHA YOUTH TOBACCO REDUCTION SUPPORT PROGRAM</b>			
13	<b>Gamblers' Assistance Fund (IC 4-33-12-6)</b>			
14	<b>Total Operating Expense</b>	<b>250,000</b>	<b>250,000</b>	
15	<b>Augmentation allowed.</b>			
16	<b>EVANSVILLE STATE HOSPITAL</b>			
17	<b>General Fund</b>			
18		<b>19,742,381</b>	<b>20,370,852</b>	
19	<b>Mental Health Fund (IC 12-24-14-4)</b>			
20		<b>1,148,082</b>	<b>1,184,515</b>	
21	<b>Augmentation allowed.</b>			
22				
23	<b>The amounts specified from the general fund and the mental health fund are for the</b>			
24	<b>following purposes:</b>			
25				
26	<b>Personal Services</b>	<b>16,109,469</b>	<b>16,641,954</b>	
27	<b>Other Operating Expense</b>	<b>4,780,994</b>	<b>4,913,413</b>	
28				
29	<b>LARUE CARTER MEMORIAL HOSPITAL</b>			
30	<b>General Fund</b>			
31		<b>19,720,483</b>	<b>20,055,861</b>	
32	<b>Mental Health Fund (IC 12-24-14-4)</b>			
33		<b>434,611</b>	<b>442,002</b>	
34	<b>Augmentation allowed.</b>			
35				
36	<b>The amounts specified from the general fund and the mental health fund are for the</b>			
37	<b>following purposes:</b>			
38				
39	<b>Personal Services</b>	<b>14,342,859</b>	<b>14,407,858</b>	
40	<b>Other Operating Expense</b>	<b>5,812,235</b>	<b>6,090,005</b>	
41				
42	<b>LOGANSPOUT STATE HOSPITAL</b>			
43	<b>General Fund</b>			
44		<b>38,505,491</b>	<b>38,505,491</b>	
45	<b>Mental Health Fund (IC 12-24-14-4)</b>			
46		<b>1,772,867</b>	<b>1,772,867</b>	
47	<b>Augmentation allowed.</b>			
48				
49	<b>The amounts specified from the general fund and the mental health fund are for the</b>			



following purposes:

Personal Services	30,581,477	30,581,477
Other Operating Expense	9,696,881	9,696,881

**FARM REVENUE**

Total Operating Expense	53,857	53,857
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**MADISON STATE HOSPITAL**

**General Fund**

24,446,358	25,076,297
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**Mental Health Fund (IC 12-24-14-4)**

603,896	617,947
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Augmentation allowed.

The amounts specified from the general fund and the mental health fund are for the following purposes:

Personal Services	19,507,771	19,894,862
Other Operating Expense	5,542,483	5,799,382

**RICHMOND STATE HOSPITAL**

**General Fund**

30,492,519	30,492,519
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**Mental Health Fund (IC 12-24-14-4)**

838,545	838,545
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Augmentation allowed.

The amounts specified from the general fund and the mental health fund are for the following purposes:

Personal Services	25,013,994	25,013,994
Other Operating Expense	6,317,070	6,317,070

**PATIENT PAYROLL**

Total Operating Expense	294,624	294,624
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The federal share of revenue accruing to the state mental health institutions under IC 12-15, based on the applicable Federal Medical Assistance Percentage (FMAP), shall be deposited in the mental health fund established by IC 12-24-14-1, and the remainder shall be deposited in the general fund.

In addition to the above appropriations each institution may qualify for an additional appropriation, or allotment, subject to approval of the governor and the budget agency, from the mental health fund of up to twenty percent (20%), but not to exceed \$50,000 in each fiscal year, of the amount by which actual net collections exceed an amount specified in writing by the division of mental health and addiction before July 1 of each year beginning July 1, 2007.



**DIVISION OF FAMILY RESOURCES ADMINISTRATION**

Personal Services	7,032,357	7,032,357
Other Operating Expense	1,097,402	1,097,402

**COMMISSION ON THE SOCIAL STATUS OF BLACK MALES**

Total Operating Expense	139,620	139,620
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**CHILD CARE LICENSING FUND**

Child Care Fund (IC 12-17.2-2-3)

Total Operating Expense	100,000	100,000
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Augmentation allowed.

**ELECTRONIC BENEFIT TRANSFER PROGRAM**

Total Operating Expense	2,568,096	2,568,096
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The foregoing appropriations for the division of family resources Title IV-D of the federal Social Security Act are made under, and not in addition to, IC 31-25-4-28.

**STATE WELFARE - COUNTY ADMINISTRATION**

Total Operating Expense	71,671,317	68,982,957
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**INDIANA CLIENT ELIGIBILITY SYSTEM (ICES)**

Total Operating Expense	7,507,050	7,507,050
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**IMPACT PROGRAM**

Total Operating Expense	2,254,590	2,254,590
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**TEMPORARY ASSISTANCE TO NEEDY FAMILIES (TANF)**

Total Operating Expense	30,457,943	30,457,943
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**IMPACT - TANF**

Total Operating Expense	5,768,527	5,768,672
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**CHILD CARE & DEVELOPMENT FUND**

Total Operating Expense	35,056,200	35,056,200
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The foregoing appropriations for information systems/technology, education and training, temporary assistance to needy families (TANF), and child care services are for the purpose of enabling the division of family resources to carry out all services as provided in IC 12-14. In addition to the above appropriations, all money received from the federal government and paid into the state treasury as a grant or allowance is appropriated and shall be expended by the division of family resources for the respective purposes for which such money was allocated and paid to the state.

**BURIAL EXPENSES**

Total Operating Expense	1,597,500	1,597,500
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**DOMESTIC VIOLENCE PREVENTION AND TREATMENT**

General Fund

Total Operating Expense	1,015,462	1,015,462
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Domestic Violence Prevention and Treatment Fund (IC 12-18-4)

Total Operating Expense	1,118,596	1,118,596
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Augmentation allowed.

**SCHOOL AGE CHILD CARE PROJECT FUND**

Total Operating Expense	550,000	550,000
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**HEADSTART**

Total Operating Expense	60,054	60,054
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**DIVISION OF AGING ADMINISTRATION**

**Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

<b>Personal Services</b>	<b>250,904</b>	<b>250,904</b>
<b>Other Operating Expense</b>	<b>1,253,140</b>	<b>1,253,140</b>

The above appropriations for the division of aging administration are for administrative expenses. Any federal fund reimbursements received for such purposes are to be deposited in the general fund.

**ROOM AND BOARD ASSISTANCE (R-CAP)**

<b>Total Operating Expense</b>	<b>11,421,472</b>	<b>11,421,472</b>
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**C.H.O.I.C.E. IN-HOME SERVICES**

<b>Total Operating Expense</b>	<b>48,765,643</b>	<b>48,765,643</b>
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The foregoing appropriations for C.H.O.I.C.E. In-Home Services include intragovernmental transfers to provide the nonfederal share of the Medicaid aged and disabled waiver. The intragovernmental transfers for use in the Medicaid aged and disabled waiver shall not exceed the foregoing appropriation in the state fiscal year ending June 30, 2008, and the intragovernmental transfers shall not exceed the foregoing appropriation in the state fiscal year ending June 30, 2009.

If the appropriations for C.H.O.I.C.E. In-Home Services are insufficient to provide services to all eligible persons, the division of aging may give priority for services to persons who are unable to perform three (3) or more activities of daily living (as defined in IC 12-10-10-1.5). The division of aging may discontinue conducting assessments for individuals applying for services under the C.H.O.I.C.E. In-Home Services program if a waiting list for such services exists.

The division of aging shall conduct an annual evaluation of the cost effectiveness of providing in-home and community-based services. Before January of each year, the division shall submit a report to the budget committee, the budget agency, and the legislative council that covers all aspects of the division's evaluation and such other information pertaining thereto as may be requested by the budget committee, the budget agency, or the legislative council, including the following:

- (1) the number and demographic characteristics of the recipients of in-home and community-based services during the preceding fiscal year;
- (2) the total cost and per recipient cost of providing home care services during the preceding fiscal year;
- (3) the number of recipients of home care services who would have been placed in long term care facilities had they not received in-home and community-based services; and
- (4) the total cost savings during the preceding fiscal year realized by the state due to recipients of home care services (including Medicaid) being diverted from long term care facilities.

The division shall obtain from providers of services data on their costs and expenditures regarding implementation of the program and report the findings to the budget committee, the budget agency, and the legislative council. The report to the legislative council must be in an electronic format under IC 5-14-6.



The above appropriations for C.H.O.I.C.E. In-Home Services do not revert to the general fund or any other fund but remain available for the purposes of C.H.O.I.C.E. In-Home Services in subsequent state fiscal years.

**OLDER HOOSIERS ACT**

Total Operating Expense	1,662,109	1,622,109
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**ADULT PROTECTIVE SERVICES**

Total Operating Expense	2,021,540	2,021,540
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**ADULT GUARDIANSHIP SERVICES**

Total Operating Expense	491,863	491,892
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**TITLE V EMPLOYMENT GRANT (OLDER WORKERS)**

Total Operating Expense	228,256	228,256
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**MEDICAID WAIVER**

Total Operating Expense	316,333	316,390
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**OBRA/PASSARR**

Total Operating Expense	90,212	90,268
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**TITLE III ADMINISTRATION GRANT**

Total Operating Expense	329,839	249,839
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**OMBUDSMAN**

Total Operating Expense	305,226	305,226
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**DIVISION OF DISABILITY AND REHABILITATIVE SERVICES ADMINISTRATION**

Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

Total Operating Expense	600,000	600,000
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The above appropriations for the division of disability and rehabilitative services administration are for administrative expenses. Any federal fund reimbursements received for such purposes are to be deposited into the general fund.

**VOCATIONAL REHABILITATION SERVICES**

Personal Services	3,690,009	3,690,009
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Other Operating Expense	12,058,917	12,058,917
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From the above appropriations, at least three hundred thirty-three thousand dollars (\$333,000) in each state fiscal year shall be used for the Attain Program.

**AID TO INDEPENDENT LIVING**

Total Operating Expense	46,927	46,927
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**OFFICE OF DEAF AND HEARING IMPAIRED**

Personal Services	214,530	214,530
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Other Operating Expense	114,590	114,590
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**BLIND VENDING OPERATIONS**

Total Operating Expense	129,879	129,905
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**DEVELOPMENTAL DISABILITY RESIDENTIAL FACILITIES COUNCIL**

Personal Services	2,970	2,970
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Other Operating Expense	13,168	13,168
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**OFFICE OF SERVICES FOR THE BLIND AND VISUALLY IMPAIRED**

Personal Services	48,973	48,973
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Other Operating Expense	32,663	32,663
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**EMPLOYEE TRAINING**

Total Operating Expense	6,112	6,112
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**BUREAU OF QUALITY IMPROVEMENT SERVICES - BQIS**

Total Operating Expense	1,919,027	1,919,027
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**DAY SERVICES - DEVELOPMENTALLY DISABLED**

Other Operating Expense	12,500,000	12,500,000
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**DIAGNOSIS AND EVALUATION**

Other Operating Expense	175,000	175,000
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**SUPPORTED EMPLOYMENT**

Other Operating Expense	4,000,000	4,000,000
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**EPILEPSY PROGRAM**

Other Operating Expense	460,954	460,954
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**CAREGIVER SUPPORT**

Other Operating Expense	1,350,000	1,350,000
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**RESIDENTIAL SERVICES - CASE MANAGEMENT**

**General Fund**

Total Operating Expense	6,957,942	6,788,760
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**Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

Total Operating Expense	1,869,887	1,869,887
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Augmentation allowed.

**CENTRAL REIMBURSEMENT OFFICE PROGRAM ADMINISTRATION**

Total Operating Expense	6,399,705	6,399,705
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**RESIDENTIAL SERVICES FOR DEVELOPMENTALLY DISABLED PERSONS**

**General Fund**

Total Operating Expense	102,467,677	102,467,677
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**Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

Total Operating Expense	22,300,000	22,300,000
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The above appropriations for residential services for developmentally disabled persons include funds to serve former residents of the Silvercrest children's development center in alternative settings.

The above appropriations for client services include the intragovernmental transfers necessary to provide the nonfederal share of reimbursement under the Medicaid program for day services provided to residents of group homes and nursing facilities.

In the development of new community residential settings for persons with developmental disabilities, the division of disability and rehabilitative services must give priority to the appropriate placement of such persons who are eligible for Medicaid and currently residing in intermediate care or skilled nursing facilities and, to the extent permitted by law, such persons who reside with aged parents or guardians or families in crisis.

The federal share of revenue accruing to the state developmental centers under IC 12-15, based on the applicable Federal Medical Assistance Percentage (FMAP), shall be deposited in the mental health fund established under IC 12-24-14, and the remainder shall be deposited in the general fund.

**FOR THE DEPARTMENT OF CHILD SERVICES**

**DEPARTMENT OF CHILD SERVICES - ADMINISTRATION**



		<i>FY 2007-2008 Appropriation</i>	<i>FY 2008-2009 Appropriation</i>	<i>Biennial Appropriation</i>
1	Personal Services	79,381,332	82,984,838	
2	Other Operating Expense	19,266,922	18,512,996	
3	<b>DEPARTMENT OF CHILD SERVICES - STATE ADMINISTRATION</b>			
4	Personal Services	8,437,193	8,437,193	
5	Other Operating Expense	814,900	787,540	
6	<b>CHILD WELFARE SERVICES STATE GRANTS</b>			
7	General Fund			
8	Total Operating Expense	10,048,884	10,048,884	
9	Excise and Financial Institution Taxes			
10	Total Operating Expense	6,275,000	6,275,000	
11	Augmentation allowed.			
12	<b>TITLE IV-D OF THE FEDERAL SOCIAL SECURITY ACT (STATE MATCH)</b>			
13	Total Operating Expense	5,282,841	5,282,841	
14				
15	The foregoing appropriations for the department of child services Title IV-D of			
16	the federal Social Security Act are made under, and not in addition to, IC 31-25-4-28.			
17				
18	<b>YOUTH SERVICE BUREAU</b>			
19	Total Operating Expense	1,650,000	1,650,000	
20				
21	<b>PROJECT SAFEPLACE</b>			
22	Total Operating Expense	125,000	125,000	
23	<b>HEALTHY FAMILIES INDIANA</b>			
24	Total Operating Expense	6,223,086	6,223,086	
25	<b>CHILD WELFARE TRAINING</b>			
26	Total Operating Expense	1,537,864	1,537,864	
27	<b>SPECIAL NEEDS ADOPTION II</b>			
28	Personal Services	342,669	342,669	
29	Other Operating Expense	377,009	377,009	
30	<b>ADOPTION ASSISTANCE</b>			
31	Total Operating Expense	12,159,147	13,883,265	
32				
33	The foregoing appropriations for Title IV-B child welfare and adoption assistance			
34	represent the maximum state match for Title IV-B and Title IV-E.			
35				
36	<b>SOCIAL SERVICES BLOCK GRANT (SSBG)</b>			
37	Total Operating Expense	20,863,880	20,863,880	
38				
39	The funds appropriated above to the social services block grant are allocated in			
40	the following manner during the biennium:			
41				
42	Division of Disability and Rehabilitative Services			
43		1,030,877	1,030,877	
44	Division of Family Resources			
45		12,168,423	12,168,423	
46	Department of Child Services			
47		6,072,726	6,072,726	
48	Department of Health			
49		296,504	296,504	



**Department of Correction**

**1,295,350      1,295,350**

**NON-RECURRING ADOPTION ASSISTANCE**

**Total Operating Expense                      625,000                      625,000**

**INDIANA SUPPORT ENFORCEMENT TRACKING (ISETs)**

**Total Operating Expense                      4,972,285                      5,312,285**

**CHILD PROTECTION AUTOMATION PROJECT (ICWIS)**

**Total Operating Expense                      5,421,817                      5,421,817**

**B. PUBLIC HEALTH**

**FOR THE STATE DEPARTMENT OF HEALTH**

**General Fund**

**23,648,061      32,448,061**

**Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

**8,800,000                      0**

**The amounts specified from the General Fund and the Tobacco Master Settlement Agreement Fund are for the following purposes:**

**Personal Services                                      21,945,887                      21,945,887**

**Other Operating Expense                              10,502,174                      10,502,174**

**All receipts to the state department of health from licenses or permit fees shall be deposited in the state general fund. Augmentation allowed in amounts not to exceed revenue from penalties or fees collected by the state department of health.**

**The above appropriations for the state department of health include funds to establish a medical adverse events reporting system.**

**CANCER REGISTRY**

**General Fund**

**Total Operating Expense                              0                      648,739**

**Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

**Total Operating Expense                              648,739                      0**

**MINORITY HEALTH INITIATIVE**

**General Fund**

**Total Operating Expense                              0                      1,944,838**

**Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

**Total Operating Expense                              1,944,838                      0**

**The foregoing appropriations shall be allocated to the Indiana Minority Health Coalition to work with the state department on the implementation of IC 16-46-11.**

**AID TO COUNTY TUBERCULOSIS HOSPITALS**

**General Fund**

**Total Operating Expense                              0                      449,879**

**Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**





1	<b>Total Operating Expense</b>	<b>449,879</b>	<b>0</b>
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2

3 These funds shall be used for eligible expenses according to IC 16-21-7-3 for tuberculosis  
 4 patients for whom there are no other sources of reimbursement, including patient  
 5 resources, health insurance, medical assistance payments, and hospital care for the  
 6 indigent.

7

8 **MEDICARE-MEDICAID CERTIFICATION**

9	<b>Total Operating Expense</b>	<b>6,546,029</b>	<b>6,546,029</b>
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10

11 Personal services augmentation allowed in amounts not to exceed revenue from health  
 12 facilities license fees or from health care providers (as defined in IC 16-18-2-163) fee  
 13 increases or those adopted by the Executive Board of the Indiana State Department of  
 14 health pursuant to IC 16-19-3.

15

16 **AIDS EDUCATION**

17 Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

18	Personal Services	333,102	333,102
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19	Other Operating Expense	336,019	336,019
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20 **HIV/AIDS SERVICES**

21 Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

22	<b>Total Operating Expense</b>	<b>2,162,254</b>	<b>2,162,254</b>
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23 **TEST FOR DRUG AFFLICTED BABIES**

24 General Fund

25	<b>Total Operating Expense</b>	<b>0</b>	<b>62,496</b>
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26 Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)

27	<b>Total Operating Expense</b>	<b>62,496</b>	<b>0</b>
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28

29 The above appropriations for drug afflicted babies shall be used for the following purposes:

30

- 31 (1) All newborn infants shall be tested for the presence of a controlled substance  
 32 in the infant's meconium if they meet the criteria established by the state department  
 33 of health. These criteria will, at a minimum, include all newborns, if at birth:  
 34 (A) the infant's weight is less than two thousand five hundred (2,500) grams;  
 35 (B) the infant's head is smaller than the third percentile for the infant's gestational age; and  
 36 (C) there is no medical explanation for the conditions described in clauses (A) and (B).  
 37 (2) If a meconium test determines the presence of a controlled substance in the infant's  
 38 meconium, the infant may be declared a child in need of services as provided in  
 39 IC 31-34-1-10 through IC 31-34-1-13. However, the child's mother may not be prosecuted  
 40 in connection with the results of the test.  
 41 (3) The state department of health shall provide forms on which the results of a  
 42 meconium test performed on an infant under subdivision (1) must be reported to the  
 43 state department of health by physicians and hospitals.  
 44 (4) The state department of health shall, at least semi-annually:  
 45 (A) ascertain the extent of testing under this chapter; and  
 46 (B) report its findings under subdivision (1) to:  
 47 (i) all hospitals;  
 48 (ii) physicians who specialize in obstetrics and gynecology or work with infants  
 49 and young children; and



- (iii) any other group interested in child welfare that requests a copy of the report from the state department of health.
- (5) The state department of health shall designate at least one (1) laboratory to perform the meconium test required under subdivisions (1) through (8). The designated laboratories shall perform a meconium test on each infant described in subdivision (1) to detect the presence of a controlled substance.
- (6) Subdivisions (1) through (7) do not prevent other facilities from conducting tests on infants to detect the presence of a controlled substance.
- (7) Each hospital and physician shall:
- (A) take or cause to be taken a meconium sample from every infant born under the hospital's and physician's care who meets the description under subdivision (1); and
- (B) transport or cause to be transported each meconium sample described in clause (A) to a laboratory designated under subdivision (5) to test for the presence of a controlled substance as required under subdivisions (1) through (7).
- (8) The state department of health shall establish guidelines to carry out this program, including guidance to physicians, medical schools, and birthing centers as to the following:
- (A) Proper and timely sample collection and transportation under subdivision (7) of this appropriation.
- (B) Quality testing procedures at the laboratories designated under subdivision (5) of this appropriation.
- (C) Uniform reporting procedures.
- (D) Appropriate diagnosis and management of affected newborns and counseling and support programs for newborns' families.
- (9) A medically appropriate discharge of an infant may not be delayed due to the results of the test described in subdivision (1) or due to the pendency of the results of the test described in subdivision (1).

#### **STATE CHRONIC DISEASES**

##### **Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

<b>Personal Services</b>	<b>49,014</b>	<b>49,014</b>
<b>Other Operating Expense</b>	<b>681,286</b>	<b>681,286</b>

At least \$82,560 of the above appropriations shall be for grants to community groups and organizations as provided in IC 16-46-7-8.

#### **WOMEN, INFANTS, AND CHILDREN SUPPLEMENT**

##### **Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

<b>Total Operating Expense</b>	<b>164,331</b>	<b>164,331</b>
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Notwithstanding IC 6-7-1-30.2, the above appropriations for the women, infants, and children supplement are the total appropriations provided for this purpose.

#### **CANCER EDUCATION AND DIAGNOSIS - BREAST CANCER**

##### **Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

<b>Total Operating Expense</b>	<b>93,000</b>	<b>93,000</b>
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#### **CANCER EDUCATION AND DIAGNOSIS - PROSTATE CANCER**

##### **General Fund**

<b>Total Operating Expense</b>	<b>0</b>	<b>93,000</b>
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1	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
2	<b>Total Operating Expense</b>	<b>93,000</b>	<b>0</b>
3	<b>ADOPTION HISTORY</b>		
4	<b>Adoption History Fund (IC 31-19-18-6)</b>		
5	<b>Total Operating Expense</b>	<b>190,796</b>	<b>190,796</b>
6	Augmentation allowed.		
7	<b>CHILDREN WITH SPECIAL HEALTH CARE NEEDS</b>		
8	<b>General Fund</b>		
9	<b>Total Operating Expense</b>	<b>1,700,000</b>	<b>1,700,000</b>
10	<b>Children with Special Health Care Needs (IC 16-35-4-1)</b>		
11	<b>Total Operating Expense</b>	<b>8,297,591</b>	<b>8,297,591</b>
12	Augmentation allowed.		
13	<b>NEWBORN SCREENING PROGRAM</b>		
14	<b>Newborn Screening Fund (IC 16-41-17-11)</b>		
15	<b>Personal Services</b>	<b>357,071</b>	<b>357,071</b>
16	<b>Other Operating Expense</b>	<b>1,003,887</b>	<b>1,003,887</b>
17	Augmentation allowed.		
18	<b>RADON GAS TRUST FUND</b>		
19	<b>Radon Gas Trust Fund (IC 16-41-38-8)</b>		
20	<b>Total Operating Expense</b>	<b>12,700</b>	<b>12,700</b>
21	Augmentation allowed.		
22	<b>BIRTH PROBLEMS REGISTRY</b>		
23	<b>Birth Problems Registry Fund (IC 16-38-4-17)</b>		
24	<b>Personal Services</b>	<b>58,292</b>	<b>58,292</b>
25	<b>Other Operating Expense</b>	<b>30,012</b>	<b>30,012</b>
26	Augmentation allowed.		
27	<b>MOTOR FUEL INSPECTION PROGRAM</b>		
28	<b>Motor Fuel Inspection Fund (IC 16-44-3-10)</b>		
29	<b>Total Operating Expense</b>	<b>127,701</b>	<b>127,701</b>
30	Augmentation allowed.		
31	<b>PROJECT RESPECT</b>		
32	<b>Total Operating Expense</b>	<b>554,540</b>	<b>554,540</b>
33	<b>DONATED DENTAL SERVICES</b>		
34	<b>Total Operating Expense</b>	<b>42,932</b>	<b>42,932</b>
35			
36	<b>The above appropriation shall be used by the Indiana foundation for dentistry for</b>		
37	<b>the handicapped.</b>		
38			
39	<b>OFFICE OF WOMEN'S HEALTH</b>		
40	<b>Total Operating Expense</b>	<b>133,463</b>	<b>133,463</b>
41	<b>SOLDIERS' AND SAILORS' CHILDREN'S HOME</b>		
42	<b>Personal Services</b>	<b>9,100,938</b>	<b>9,100,938</b>
43	<b>Other Operating Expense</b>	<b>1,322,500</b>	<b>1,322,500</b>
44	<b>FARM REVENUE</b>		
45	<b>Total Operating Expense</b>	<b>22,715</b>	<b>22,715</b>
46			
47	<b>INDIANA VETERANS' HOME</b>		
48	<b>From the General Fund</b>		
49		<b>13,917,781</b>	<b>13,399,178</b>



1 From the Comfort-Welfare Fund (IC 10-17-9-7(c))  
2 9,764,000 9,764,000  
3 Augmentation allowed from the comfort-welfare fund in amounts not to exceed revenue  
4 collected for Medicaid and Medicare reimbursement.

5  
6 The amounts specified from the General Fund and the Comfort-Welfare Fund are for the  
7 following purposes:

9 Personal Services	19,880,493	19,880,493
10 Other Operating Expense	3,801,288	3,282,685

11  
12 **COMFORT AND WELFARE PROGRAM**  
13 Comfort-Welfare Fund (IC 10-17-9-7(c))  
14 Total Operating Expense 111,000 111,000  
15 Augmentation allowed.

16 **WEIGHTS AND MEASURES FUND**  
17 Weights and Measures Fund (IC 16-19-5-4)  
18 Total Operating Expense 25,300 25,300  
19 Augmentation allowed.

20 **MINORITY EPIDEMIOLOGY**  
21 Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)  
22 Total Operating Expense 465,000 465,000

23 **COMMUNITY HEALTH CENTERS**  
24 Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)  
25 Total Operating Expense 15,000,000 15,000,000

26  
27 **PRENATAL SUBSTANCE USE & PREVENTION**  
28 Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)  
29 Total Operating Expense 150,000 150,000

30 **LOCAL HEALTH MAINTENANCE FUND**  
31 Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)  
32 Total Operating Expense 3,860,000 3,860,000  
33 Augmentation allowed.

34  
35 The amount appropriated from the tobacco master settlement agreement fund is in lieu of  
36 the appropriation provided for this purpose in IC 6-7-1-30.5 or any other law. Of the above  
37 appropriations for the local health maintenance fund, \$60,000 each year shall be used to  
38 provide additional funding to adjust funding through the formula in IC 16-46-10 to reflect  
39 population increases in various counties. Money appropriated to the local health  
40 maintenance fund must be allocated under the following schedule each year to each local  
41 board of health whose application for funding is approved by the state department of health:

43 <b>COUNTY POPULATION</b>	<b>AMOUNT OF GRANT</b>
44 over 499,999	94,112
45 100,000 - 499,999	72,672
46 50,000 - 99,999	48,859
47 under 50,000	33,139

48  
49 **LOCAL HEALTH DEPARTMENT ACCOUNT**



**Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

<b>Total Operating Expense</b>	<b>3,000,000</b>	<b>3,000,000</b>
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3

The foregoing appropriations for the local health department account are statutory distributions pursuant to IC 4-12-7.

6

**FOR THE TOBACCO USE PREVENTION AND CESSATION BOARD**

**TOBACCO USE PREVENTION AND CESSATION PROGRAM**

**Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

<b>Total Operating Expense</b>	<b>10,164,041</b>	<b>10,164,041</b>
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11

A minimum of 75% of the above appropriations shall be used for grants to local agencies and other entities with programs designed to reduce smoking.

14

**FOR THE INDIANA SCHOOL FOR THE BLIND AND VISUALLY IMPAIRED**

<b>Personal Services</b>	<b>10,746,019</b>	<b>10,746,019</b>
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<b>Other Operating Expense</b>	<b>1,055,964</b>	<b>1,055,964</b>
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18

**FOR THE INDIANA SCHOOL FOR THE DEAF**

<b>Personal Services</b>	<b>16,892,896</b>	<b>16,892,896</b>
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<b>Other Operating Expense</b>	<b>1,959,367</b>	<b>1,959,367</b>
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22

**C. VETERANS' AFFAIRS**

24

**FOR THE INDIANA DEPARTMENT OF VETERANS' AFFAIRS**

<b>Personal Services</b>	<b>527,049</b>	<b>527,049</b>
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<b>Other Operating Expense</b>	<b>134,632</b>	<b>134,632</b>
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28

**DISABLED AMERICAN VETERANS OF WORLD WARS**

<b>Total Operating Expense</b>	<b>40,000</b>	<b>40,000</b>
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**AMERICAN VETERANS OF WORLD WAR II, KOREA, AND VIETNAM**

<b>Total Operating Expense</b>	<b>30,000</b>	<b>30,000</b>
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**VETERANS OF FOREIGN WARS**

<b>Total Operating Expense</b>	<b>30,000</b>	<b>30,000</b>
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**VIETNAM VETERANS OF AMERICA**

<b>Total Operating Expense</b>		<b>20,000</b>
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**MILITARY FAMILY RELIEF FUND**

<b>Total Operating Expense</b>	<b>350,000</b>	<b>350,000</b>
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39

**SECTION 9. [EFFECTIVE JULY 1, 2007]**

41

**EDUCATION**

43

**A. HIGHER EDUCATION**

45

**FOR INDIANA UNIVERSITY**

**BLOOMINGTON CAMPUS**

<b>Total Operating Expense</b>	<b>193,813,007</b>	<b>202,202,196</b>
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<b>Fee Replacement</b>	<b>24,822,802</b>	<b>26,011,038</b>
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49



1			
2	<b>FOR INDIANA UNIVERSITY REGIONAL CAMPUSES</b>		
3	<b>EAST</b>		
4	<b>Total Operating Expense</b>	<b>7,918,189</b>	<b>8,247,137</b>
5	<b>Fee Replacement</b>	<b>2,038,168</b>	<b>2,047,326</b>
6	<b>KOKOMO</b>		
7	<b>Total Operating Expense</b>	<b>10,357,262</b>	<b>10,817,455</b>
8	<b>Fee Replacement</b>	<b>2,394,273</b>	<b>2,405,033</b>
9	<b>NORTHWEST</b>		
10	<b>Total Operating Expense</b>	<b>17,561,296</b>	<b>17,687,957</b>
11	<b>Fee Replacement</b>	<b>4,316,246</b>	<b>4,335,642</b>
12	<b>SOUTH BEND</b>		
13	<b>Total Operating Expense</b>	<b>22,699,732</b>	<b>23,236,007</b>
14	<b>Fee Replacement</b>	<b>5,967,558</b>	<b>5,994,374</b>
15	<b>SOUTHEAST</b>		
16	<b>Total Operating Expense</b>	<b>19,817,774</b>	<b>20,773,802</b>
17	<b>Fee Replacement</b>	<b>5,266,033</b>	<b>5,289,697</b>
18			
19	<b>TOTAL APPROPRIATION - INDIANA UNIVERSITY REGIONAL CAMPUSES</b>		
20	<b>98,336,531 100,834,430</b>		
21			
22	<b>FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY</b>		
23	<b>AT INDIANAPOLIS (IUPUI)</b>		
24	<b>HEALTH DIVISIONS</b>		
25	<b>Total Operating Expense</b>	<b>107,493,576</b>	<b>112,236,327</b>
26	<b>Fee Replacement</b>	<b>4,332,751</b>	<b>4,539,102</b>
27			
28	<b>FOR INDIANA UNIVERSITY SCHOOL OF MEDICINE ON</b>		
29	<b>THE CAMPUS OF THE UNIVERSITY OF SOUTHERN INDIANA</b>		
30	<b>Total Operating Expense</b>	<b>1,542,312</b>	<b>1,610,361</b>
31	<b>THE CAMPUS OF INDIANA UNIVERSITY-PURDUE UNIVERSITY FORT WAYNE</b>		
32	<b>Total Operating Expense</b>	<b>1,418,830</b>	<b>1,481,430</b>
33	<b>THE CAMPUS OF INDIANA UNIVERSITY-NORTHWEST</b>		
34	<b>Total Operating Expense</b>	<b>2,015,642</b>	<b>2,104,574</b>
35	<b>THE CAMPUS OF PURDUE UNIVERSITY</b>		
36	<b>Total Operating Expense</b>	<b>1,799,244</b>	<b>1,878,629</b>
37	<b>THE CAMPUS OF BALL STATE UNIVERSITY</b>		
38	<b>Total Operating Expense</b>	<b>1,617,814</b>	<b>1,689,194</b>
39	<b>THE CAMPUS OF THE UNIVERSITY OF NOTRE DAME</b>		
40	<b>Total Operating Expense</b>	<b>1,500,329</b>	<b>1,566,525</b>
41	<b>THE CAMPUS OF INDIANA STATE UNIVERSITY</b>		
42	<b>Total Operating Expense</b>	<b>1,788,716</b>	<b>1,867,636</b>
43			
44	<b>The Indiana University School of Medicine - Indianapolis shall submit to the Indiana</b>		
45	<b>commission for higher education before May 15 of each year an accountability report</b>		
46	<b>containing data on the number of medical school graduates who entered primary care</b>		
47	<b>physician residencies in Indiana from the school's most recent graduating class.</b>		
48			
49	<b>FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY AT INDIANAPOLIS (IUPUI)</b>		



**1 GENERAL ACADEMIC DIVISIONS**

<b>2 Total Operating Expense</b>	<b>79,730,030</b>	<b>83,061,562</b>
<b>3 Fee Replacement</b>	<b>20,727,099</b>	<b>21,714,238</b>

**5 TOTAL APPROPRIATIONS - IUPUI**

<b>6 223,966,343</b>	<b>233,749,578</b>
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**8 Transfers of allocations between campuses to correct for errors in allocation among  
9 the campuses of Indiana University can be made by the institution with the approval  
10 of the commission for higher education and the budget agency. Indiana University  
11 shall maintain current operations at all statewide medical education sites.**

**13 FOR INDIANA UNIVERSITY**

**14 ABILENE NETWORK OPERATIONS CENTER**

<b>15 Total Operating Expense</b>	<b>842,027</b>	<b>867,288</b>
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**16 SPINAL CORD AND HEAD INJURY RESEARCH CENTER**

<b>17 Total Operating Expense</b>	<b>530,168</b>	<b>546,073</b>
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**18 OPTOMETRY BOARD EDUCATION FUND**

<b>19 Total Operating Expense</b>	<b>29,000</b>	<b>1,500</b>
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**20 STATE DEPARTMENT OF TOXICOLOGY**

<b>21 Total Operating Expense</b>	<b>2,463,380</b>	<b>3,719,280</b>
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**22 INSTITUTE FOR THE STUDY OF DEVELOPMENTAL DISABILITIES**

<b>23 Total Operating Expense</b>	<b>2,505,502</b>	<b>2,580,667</b>
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**24 GEOLOGICAL SURVEY**

<b>25 Total Operating Expense</b>	<b>3,137,382</b>	<b>3,231,504</b>
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**26 LOCAL GOVERNMENT ADVISORY COMMISSION**

<b>27 Total Operating Expense</b>	<b>57,184</b>	<b>58,899</b>
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**28 INDIANA HIGHER EDUCATION NETWORK**

<b>29 Total Operating Expense</b>	<b>2,000,000</b>	<b>2,000,000</b>
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**31 FOR PURDUE UNIVERSITY**

**32 WEST LAFAYETTE**

<b>33 Total Operating Expense</b>	<b>249,929,962</b>	<b>262,033,737</b>
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<b>34 Fee Replacement</b>	<b>23,928,533</b>	<b>25,773,618</b>
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**36 FOR PURDUE UNIVERSITY - REGIONAL CAMPUSES**

**37 CALUMET**

<b>38 Total Operating Expense</b>	<b>27,126,733</b>	<b>28,212,704</b>
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<b>39 Fee Replacement</b>	<b>1,549,834</b>	<b>1,493,233</b>
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**40 NORTH CENTRAL**

<b>41 Total Operating Expense</b>	<b>11,135,246</b>	<b>11,969,824</b>
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<b>42 Fee Replacement</b>	<b>0</b>	<b>0</b>
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**44 TOTAL APPROPRIATION - PURDUE UNIVERSITY REGIONAL CAMPUSES**

<b>45 39,811,813</b>	<b>41,675,761</b>
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**47 FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY**

**48 AT FORT WAYNE (IPFW)**

<b>49 Total Operating Expense</b>	<b>37,116,951</b>	<b>38,449,705</b>
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1           **Fee Replacement**

**5,364,551**

**6,197,157**

2

3           **FOR IVY TECH COMMUNITY COLLEGE**

4           **Total Operating Expense**

**152,253,143**

**161,321,286**

5           **Fee Replacement**

**20,738,001**

**22,179,266**

6

7           **Of the above appropriations for Ivy Tech Community College total operating expense,**  
8           **\$135,000 each year shall be used for the Community Learning Center in Portage.**

9

10          **VALPO NURSING PARTNERSHIP**

11          **Total Operating Expense**

**101,622**

**104,671**

12          **FT. WAYNE PUBLIC SAFETY TRAINING CENTER**

13          **Total Operating Expense**

**1,000,000**

**1,000,000**

14

15          **FOR THE INDIANA HIGHER EDUCATION TELECOMMUNICATIONS SYSTEM (IHETS)**

16          **Total Operating Expense**

**2,827,208**

**2,972,025**

17

18          **The above appropriations do not include funds for the course development grant program.**

19

20          **The sums herein appropriated to Indiana University, Purdue University, Indiana State**  
21          **University, University of Southern Indiana, Ball State University, Vincennes University,**  
22          **Ivy Tech Community College, and the Indiana Higher Education Telecommunications System**  
23          **(IHETS) are in addition to all income of said institutions and IHETS, respectively,**  
24          **from all permanent fees and endowments and from all land grants, fees, earnings,**  
25          **and receipts, including gifts, grants, bequests, and devises, and receipts from any**  
26          **miscellaneous sales from whatever source derived.**

27

28          **All such income and all such fees, earnings, and receipts on hand June 30, 2007,**  
29          **and all such income and fees, earnings, and receipts accruing thereafter are hereby**  
30          **appropriated to the boards of trustees or directors of the aforementioned institutions**  
31          **and IHETS and may be expended for any necessary expenses of the respective institutions**  
32          **and IHETS, including university hospitals, schools of medicine, nurses' training**  
33          **schools, schools of dentistry, and agricultural extension and experimental stations.**  
34          **However, such income, fees, earnings, and receipts may be used for land and structures**  
35          **only if approved by the governor and the budget agency.**

36

37          **The foregoing appropriations and allocations for fee replacement are for replacement**  
38          **of student fees deducted during the 2007-2009 biennium to cover bond or lease-purchase**  
39          **principal, interest, and other obligations of debt costs of facility construction**  
40          **and acquisition for those projects authorized by the general assembly. These fee**  
41          **replacement appropriations and allocations shall be allotted by the budget agency**  
42          **after receipt of verification of payment of such debt cost expense.**

43

44          **The foregoing appropriations to Indiana University, Purdue University, Indiana State**  
45          **University, University of Southern Indiana, Ball State University, Vincennes University,**  
46          **Ivy Tech Community College, and IHETS include the employers' share of Social Security**  
47          **payments for university and IHETS employees under the public employees' retirement**  
48          **fund, or institutions covered by the Indiana state teachers' retirement fund. The**  
49          **funds appropriated also include funding for the employers' share of payments to the**



public employees' retirement fund and to the Indiana state teachers' retirement fund at a rate to be established by the retirement funds for both fiscal years for each institution and for IHETS employees covered by these retirement plans.

The treasurers of Indiana University, Purdue University, Indiana State University, University of Southern Indiana, Ball State University, Vincennes University, and Ivy Tech Community College shall, at the end of each three (3) month period, prepare and file with the auditor of state a financial statement that shall show in total all revenues received from any source, together with a consolidated statement of disbursements for the same period. The budget director shall establish the requirements for the form and substance of the reports.

The reports of the treasurer also shall contain in such form and in such detail as the governor and the budget agency may specify, complete information concerning receipts from all sources, together with any contracts, agreements, or arrangements with any federal agency, private foundation, corporation, or other entity from which such receipts accrue.

All such treasurers' reports are matters of public record and shall include without limitation a record of the purposes of any and all gifts and trusts with the sole exception of the names of those donors who request to remain anonymous.

Notwithstanding IC 4-10-11, the auditor of state shall draw warrants to the treasurers of Indiana University, Purdue University, Indiana State University, University of Southern Indiana, Ball State University, Vincennes University, and Ivy Tech Community College on the basis of vouchers stating the total amount claimed against each fund or account, or both, but not to exceed the legally made appropriations.

Notwithstanding IC 4-12-1-14, for universities and colleges supported in whole or in part by state funds, grant applications and lists of applications need only be submitted upon request to the budget agency for review and approval or disapproval and, unless disapproved by the budget agency, federal grant funds may be requested and spent without approval by the budget agency. Each institution shall retain the applications for a reasonable period of time and submit a list of all grant applications, at least monthly, to the commission for higher education for informational purposes.

For all university special appropriations, an itemized list of intended expenditures, in such form as the governor and the budget agency may specify, shall be submitted to support the allotment request. All budget requests for university special appropriations shall be furnished in a like manner and as a part of the operating budgets of the state universities.

The trustees of Indiana University, the trustees of Purdue University, the trustees of Indiana State University, the trustees of University of Southern Indiana, the trustees of Ball State University, the trustees of Vincennes University, the trustees of Ivy Tech Community College, and the directors of IHETS are hereby authorized to accept federal grants, subject to IC 4-12-1.

Fee replacement funds are to be distributed as requested by each institution, on



payment due dates, subject to available appropriations.

If an early payment of an amount appropriated to any of the aforementioned institutions or IHETS is made in either state fiscal year of the biennium to eliminate an otherwise authorized payment delay to a later state fiscal year, the amount may be used only for the purposes approved by the budget agency after review by the budget committee.

**FOR THE MEDICAL EDUCATION BOARD**

**FAMILY PRACTICE RESIDENCY FUND**

<b>Total Operating Expense</b>	<b>2,317,285</b>	<b>2,386,803</b>
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Of the foregoing appropriations for the medical education board-family practice residency fund, \$1,000,000 each year shall be used for grants for the purpose of improving family practice residency programs serving medically underserved areas.

**FOR THE COMMISSION FOR HIGHER EDUCATION**

<b>Total Operating Expense</b>	<b>1,522,889</b>	<b>1,568,576</b>
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**FRAMEWORK REFINEMENT INCENTIVE STUDY**

<b>Total Operating Expense</b>	<b>300,000</b>	<b>0</b>
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**STATEWIDE TRANSFER WEBSITE**

<b>Total Operating Expense</b>	<b>1,055,045</b>	<b>671,139</b>
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**FOR THE DEPARTMENT OF ADMINISTRATION**

**ANIMAL DISEASE DIAGNOSTIC LABORATORY LEASE RENTAL**

<b>Total Operating Expense</b>	<b>1,045,623</b>	<b>1,045,623</b>
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**ANIMAL DISEASE DIAGNOSTIC LABORATORY (BSL-3) LEASE RENTAL**

<b>Total Operating Expense</b>	<b>0</b>	<b>2,600,000</b>
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**COLUMBUS LEARNING CENTER LEASE PAYMENT**

<b>Total Operating Expense</b>	<b>3,865,950</b>	<b>3,944,050</b>
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**FOR THE STATE BUDGET AGENCY**

**GIGAPOP PROJECT**

<b>Total Operating Expense</b>	<b>749,467</b>	<b>771,951</b>
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**SOUTH CENTRAL EDUCATIONAL ALLIANCE**

**BEDFORD SERVICE AREA**

<b>Total Operating Expense</b>	<b>289,131</b>	<b>297,800</b>
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**SOUTHEAST INDIANA EDUCATION SERVICES**

<b>Total Operating Expense</b>	<b>661,742</b>	<b>681,594</b>
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**DEGREE LINK**

<b>Total Operating Expense</b>	<b>515,386</b>	<b>530,848</b>
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The above appropriations shall be used for the delivery of Indiana State University baccalaureate degree programs at Ivy Tech Community College and Vincennes University locations through Degree Link.

**WORKFORCE CENTERS**

<b>Total Operating Expense</b>	<b>862,110</b>	<b>887,973</b>
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**MIDWEST HIGHER EDUCATION COMMISSION**



1	<b>Total Operating Expense</b>	<b>90,000</b>	<b>95,000</b>
2			
3	<b>FOR THE STATE STUDENT ASSISTANCE COMMISSION</b>		
4	<b>Total Operating Expense</b>	<b>1,280,998</b>	<b>1,280,998</b>
5	<b>FREEDOM OF CHOICE GRANTS</b>		
6	<b>Total Operating Expense</b>	<b>46,035,799</b>	<b>46,640,885</b>
7	<b>HIGHER EDUCATION AWARD PROGRAM</b>		
8	<b>Total Operating Expense</b>	<b>130,547,227</b>	<b>136,752,846</b>
9	<b>NURSING SCHOLARSHIP PROGRAM</b>		
10	<b>Total Operating Expense</b>	<b>410,185</b>	<b>418,389</b>
11	<b>HOOSIER SCHOLAR PROGRAM</b>		
12	<b>Total Operating Expense</b>	<b>408,000</b>	<b>416,160</b>

13  
14 For the higher education awards and freedom of choice grants made for the 2007-2009  
15 biennium, the following guidelines shall be used, notwithstanding current administrative  
16 rule or practice:

- 17 (1) Financial Need: For purposes of these awards, financial need shall be limited  
18 to actual undergraduate tuition and fees for the prior academic year as established  
19 by the commission.
- 20 (2) Maximum Base Award: The maximum award shall not exceed the lesser of:  
21 (A) eighty percent (80%) of actual prior academic year undergraduate tuition and  
22 fees; or  
23 (B) eighty percent (80%) of the sum of the highest prior academic year undergraduate  
24 tuition and fees at any public institution of higher education and the lowest appropriation  
25 per full-time equivalent (FTE) undergraduate student at any public institution of  
26 higher education.
- 27 (3) Minimum Award: No actual award shall be less than \$200.
- 28 (4) Award Size: A student's maximum award shall be reduced one (1) time:  
29 (A) for dependent students, by the expected contribution from parents based upon  
30 information submitted on the financial aid application form; and  
31 (B) for independent students, by the expected contribution derived from information  
32 submitted on the financial aid application form.
- 33 (5) Award Adjustment: The maximum base award may be adjusted by the commission, for  
34 any eligible recipient who fulfills college preparation requirements defined by the  
35 commission.
- 36 (6) Adjustment:  
37 (A) If the dollar amounts of eligible awards exceed appropriations and program reserves,  
38 all awards may be adjusted by the commission by reducing the maximum award under  
39 subdivision (2)(A) or (2)(B).  
40 (B) If appropriations and program reserves are sufficient and the maximum awards  
41 are not at the levels described in subdivision (2)(A) and (2)(B), all awards may  
42 be adjusted by the commission by proportionally increasing the awards to the maximum  
43 award under that subdivision so that parity between those maxima is maintained but  
44 not exceeded.

45  
46 For the Hoosier scholar program for the 2007-2009 biennium, each award shall not  
47 exceed five hundred dollars (\$500) and shall be made available for one (1) year only.  
48 Receipt of this award shall not reduce any other award received under any state funded  
49 student assistance program.



**STATUTORY FEE REMISSION**

<b>Total Operating Expense</b>	<b>20,055,513</b>	<b>20,150,884</b>
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**PART-TIME STUDENT GRANT DISTRIBUTION**

<b>Total Operating Expense</b>	<b>5,250,000</b>	<b>5,250,000</b>
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Priority for awards made from the above appropriation shall be given first to eligible students meeting TANF income eligibility guidelines as determined by the family and social services administration and second to eligible students who received awards from the part time grant fund during the school year associated with the biennial budget year. Funds remaining shall be distributed according to procedures established by the commission. The maximum grant that an applicant may receive for a particular academic term shall be established by the commission but shall in no case be greater than a grant for which an applicant would be eligible under IC 20-12-21 if the applicant were a full-time student. The commission shall collect and report to the family and social services administration (FSSA) all data required for FSSA to meet the data collection and reporting requirements in 45 CFR Part 265.

The family and social services administration, division of family resources shall apply all qualifying expenditures for the part time grant program toward Indiana's maintenance of effort under the federal Temporary Assistance to Needy Families (TANF) program (45 CFR 260 et seq.).

**CONTRACT FOR INSTRUCTIONAL OPPORTUNITIES IN SOUTHEASTERN INDIANA**

<b>Total Operating Expense</b>	<b>615,475</b>	<b>627,785</b>
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**MINORITY TEACHER SCHOLARSHIP FUND**

<b>Total Operating Expense</b>	<b>407,763</b>	<b>415,919</b>
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**COLLEGE WORK STUDY PROGRAM**

<b>Total Operating Expense</b>	<b>821,293</b>	<b>837,719</b>
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**21ST CENTURY ADMINISTRATION**

<b>Total Operating Expense</b>	<b>2,021,000</b>	<b>2,021,000</b>
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**21ST CENTURY SCHOLAR AWARDS**

<b>Total Operating Expense</b>	<b>23,124,777</b>	<b>25,976,548</b>
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Augmentation for 21st Century Scholar Awards allowed from the general fund.

The commission shall collect and report to the family and social services administration (FSSA) all data required for FSSA to meet the data collection and reporting requirements in 45 CFR 265.

Family and social services administration, division of family resources, shall apply all qualifying expenditures for the 21st century scholars program toward Indiana's maintenance of effort under the federal Temporary Assistance to Needy Families (TANF) program (45 CFR 260 et seq.)

**NATIONAL GUARD SCHOLARSHIP**

<b>Total Operating Expense</b>	<b>3,299,821</b>	<b>3,299,821</b>
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The above appropriations for national guard scholarship and any program reserves



existing on June 30, 2007, shall be the total allowable state expenditure for the program in the 2007-2009 biennium. If the dollar amounts of eligible awards exceed appropriations and program reserves, the state student assistance commission shall develop a plan to ensure that the total dollar amount does not exceed the above appropriations and any program reserves.

#### HOOSIER HOPE SCHOLARSHIPS

##### Hoosier Hope Scholarship Fund

Total Operating Expense	20,000,000	20,000,000
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Augmentation allowed.

#### INSURANCE EDUCATION SCHOLARSHIPS

##### Insurance Education Scholarship Fund (IC 20-12-22.3)

Total Operating Expense	100,000	100,000
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Augmentation allowed.

### B. ELEMENTARY AND SECONDARY EDUCATION

#### FOR THE DEPARTMENT OF EDUCATION

##### STATE BOARD OF EDUCATION

Total Operating Expense	3,152,112	3,152,112
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The foregoing appropriations for the Indiana state board of education are for the education roundtable established by IC 20-19-4; for the academic standards project to distribute copies of the academic standards and provide teachers with curriculum frameworks; for special evaluation and research projects including national and international assessments; and for state board and roundtable administrative expenses.

#### SUPERINTENDENT'S OFFICE

Personal Services	1,201,402	1,201,402
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Other Operating Expense	1,473,322	1,473,322
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#### PUBLIC TELEVISION DISTRIBUTION

Total Operating Expense	3,500,000	3,500,000
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These appropriations are for grants for public television. The Indiana Public Broadcasting Stations, Inc. shall submit a distribution plan for the eight Indiana public education television stations for approval by the budget agency after review by the budget committee. The above appropriation includes the costs of transmission for the "GED-on-TV" program. Of the above appropriations, \$500,000 each year shall be distributed equally among the eight radio stations.

#### RESEARCH AND DEVELOPMENT PROGRAMS

Personal Services	86,958	86,959
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Other Operating Expense	300,390	300,390
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Of the foregoing appropriations for Research and Development Programs, up to \$145,000 each year is dedicated for the Center for Evaluation and Education Policy.



<b>1</b>	<b>RILEY HOSPITAL</b>		
<b>2</b>	<b>Total Operating Expense</b>	<b>27,900</b>	<b>27,900</b>
<b>3</b>	<b>BEST BUDDIES</b>		
<b>4</b>	<b>Total Operating Expense</b>	<b>250,000</b>	<b>250,000</b>
<b>5</b>	<b>ADMINISTRATION AND FINANCIAL MANAGEMENT</b>		
<b>6</b>	<b>Personal Services</b>	<b>2,147,777</b>	<b>2,147,777</b>
<b>7</b>	<b>Other Operating Expense</b>	<b>537,621</b>	<b>537,621</b>
<b>8</b>	<b>EDUCATION LICENSE PLATE FEES</b>		
<b>9</b>	<b>Education License Plate Fees Fund (IC 9-18-31)</b>		
<b>10</b>	<b>Total Operating Expense</b>	<b>141,200</b>	<b>141,200</b>
<b>11</b>	<b>SCHOOL TRAFFIC SAFETY</b>		
<b>12</b>	<b>Motor Vehicle Highway Account (IC 8-14-1)</b>		
<b>13</b>	<b>Personal Services</b>	<b>252,906</b>	<b>252,906</b>
<b>14</b>	<b>Other Operating Expense</b>	<b>20,312</b>	<b>20,319</b>
<b>15</b>	<b>Augmentation allowed.</b>		
<b>16</b>	<b>CENTER FOR SCHOOL ASSESSMENT</b>		
<b>17</b>	<b>Personal Services</b>	<b>312,970</b>	<b>312,970</b>
<b>18</b>	<b>Other Operating Expense</b>	<b>703,832</b>	<b>703,834</b>
<b>19</b>	<b>ACCREDITATION SYSTEM</b>		
<b>20</b>	<b>Personal Services</b>	<b>471,732</b>	<b>471,732</b>
<b>21</b>	<b>Other Operating Expense</b>	<b>489,205</b>	<b>489,210</b>
<b>22</b>	<b>SPECIAL EDUCATION (S-5)</b>		
<b>23</b>	<b>Total Operating Expense</b>	<b>24,750,000</b>	<b>24,750,000</b>

**24**

**25** The foregoing appropriations for special education are made under IC 20-35-6-2.

**26**

**27**      **CENTER FOR COMMUNITY RELATIONS AND SPECIAL POPULATIONS**

<b>28</b>	<b>Personal Services</b>	<b>261,513</b>	<b>261,513</b>
<b>29</b>	<b>Other Operating Expense</b>	<b>51,942</b>	<b>51,946</b>

**30**      **SPECIAL EDUCATION EXCISE**

<b>31</b>	<b>Alcoholic Beverage Excise Tax Funds (IC 20-35-4-4)</b>		
<b>32</b>	<b>Personal Services</b>	<b>344,177</b>	<b>344,351</b>

**33**      **Augmentation allowed.**

**34**      **GED-ON-TV PROGRAM**

<b>35</b>	<b>Other Operating Expense</b>	<b>229,500</b>	<b>229,500</b>
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**36**

**37** The foregoing appropriation is for grants to provide GED-ON-TV programming.

**38**

**39**      **CAREER AND TECHNICAL EDUCATION**

<b>40</b>	<b>Personal Services</b>	<b>1,319,338</b>	<b>1,319,338</b>
<b>41</b>	<b>Other Operating Expense</b>	<b>39,573</b>	<b>39,599</b>

**42**      **ADVANCED PLACEMENT PROGRAM**

<b>43</b>	<b>Other Operating Expense</b>	<b>1,012,168</b>	<b>1,012,168</b>
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**44**

**45** The above appropriations for the Advanced Placement program are to provide funding

**46** for students of accredited public and nonpublic schools.

**47**

**48**      **PSAT PROGRAM**

<b>49</b>	<b>Other Operating Expense</b>	<b>717,449</b>	<b>717,449</b>
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The above appropriations for the PSAT program are to provide funding for students of accredited public and nonpublic schools.

**CENTER FOR SCHOOL IMPROVEMENT AND PERFORMANCE**

Personal Services	1,835,612	1,835,612
Other Operating Expense	843,897	843,924

**PRINCIPAL LEADERSHIP ACADEMY**

Personal Services	337,309	337,309
Other Operating Expense	125,523	125,527

**EDUCATION SERVICE CENTERS**

Total Operating Expense	2,300,000	2,300,000
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No appropriation made for an education service center shall be distributed to the administering school corporation of the center unless each participating school corporation of the center contracts to pay to the center at least three dollars (\$3) per student for fiscal year 2007-2008 based on the school corporation's ADM count as reported for school aid distribution in the fall of 2006, and at least three dollars (\$3) per student for fiscal year 2008-2009, based on the school corporation's ADM count as reported for school aid distribution beginning in the fall of 2007. Before notification of education service centers of the formula and components of the formula for distributing funds for education service centers, review and approval of the formula and components must be made by the budget agency.

**TRANSFER TUITION (STATE EMPLOYEES' CHILDREN AND ELIGIBLE CHILDREN IN MENTAL HEALTH FACILITIES)**

Total Operating Expense	50,000	50,000
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The foregoing appropriations for transfer tuition (state employees' children and eligible children in mental health facilities) are made under IC 20-26-11-10 and IC 20-26-11-8.

**TEACHERS' SOCIAL SECURITY AND RETIREMENT DISTRIBUTION**

Total Operating Expense	2,403,792	2,403,792
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The foregoing appropriations shall be distributed by the department of education on a monthly basis and in approximately equal payments to special education cooperatives, area vocational schools, and other governmental entities that received state teachers' Social Security distributions for certified education personnel (excluding the certified education personnel funded through federal grants) during the fiscal year beginning July 1, 1992, and ending June 30, 1993, and for the units under the Indiana state teacher's retirement fund, the amount they received during the 2002-2003 state fiscal year for teachers' retirement. If the total amount to be distributed is greater than the total appropriation, the department of education shall reduce each entity's distribution proportionately.

**DISTRIBUTION FOR TUITION SUPPORT**

**General Fund**

Total Operating Expense	4,859,250,000	6,030,000,000
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The foregoing appropriations for distribution for tuition support are to be distributed for tuition support, special education programs, vocational education programs, honors grants, and the primetime program in accordance with a statute enacted for this purpose during the 2007 session of the general assembly.

If the above appropriations for distribution for tuition support are more than are required under this SECTION, any excess shall revert to the general fund.

The above appropriations for tuition support shall be made each calendar year under a schedule set by the budget agency and approved by the governor. However, the schedule shall provide for at least twelve (12) payments, that one (1) payment shall be made at least every forty (40) days, and the aggregate of the payments in each calendar year shall equal the amount required under the statute enacted for the purpose referred to above.

#### **DISTRIBUTION FOR SUMMER SCHOOL**

<b>Other Operating Expense</b>	<b>18,360,000</b>	<b>18,360,000</b>
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It is the intent of the 2007 general assembly that the above appropriations for summer school shall be the total allowable state expenditure for such program. Therefore, if the expected disbursements are anticipated to exceed the total appropriation for that state fiscal year, then the department of education shall reduce the distributions proportionately.

#### **ADULT EDUCATION DISTRIBUTION**

<b>Total Operating Expense</b>	<b>14,000,000</b>	<b>14,000,000</b>
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It is the intent of the 2007 general assembly that the above appropriations for adult education shall be the total allowable state expenditure for such program. Therefore, if the expected disbursements are anticipated to exceed the total appropriation for a state fiscal year, the department of education shall reduce the distributions proportionately.

#### **NATIONAL SCHOOL LUNCH PROGRAM**

<b>Total Operating Expense</b>	<b>5,400,000</b>	<b>5,400,000</b>
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#### **MARION COUNTY DESEGREGATION COURT ORDER**

<b>Total Operating Expense</b>	<b>18,200,000</b>	<b>18,200,000</b>
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The foregoing appropriations for court ordered desegregation costs are made pursuant to order No. IP 68-C-225-S of the United States District Court for the Southern District of Indiana. If the sums herein appropriated are insufficient to enable the state to meet its obligations, then there are hereby appropriated from the state general fund such further sums as may be necessary for such purpose.

#### **TEXTBOOK REIMBURSEMENT**

<b>Total Operating Expense</b>	<b>20,000,000</b>	<b>20,000,000</b>
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Before a school corporation or an accredited non-public school may receive a distribution under the textbook reimbursement program, the school corporation or accredited non-public



1 school shall provide to the department the requirements established in IC 20-33-5-2.  
 2 The department shall provide to the family and social services administration (FSSA)  
 3 all data required for FSSA to meet the data collection reporting requirement in 45  
 4 CFR 265. Family and social services administration, division of family resources,  
 5 shall apply all qualifying expenditures for the textbook reimbursement program toward  
 6 Indiana's maintenance of effort under the federal Temporary Assistance to Needy Families  
 7 (TANF) program (45 CFR 260 et seq.).  
 8

9 The foregoing appropriations for textbook reimbursement include the appropriation of the  
 10 common school fund interest balance. The remainder of the above appropriations are  
 11 provided from the state general fund.  
 12

13 **FULL DAY KINDERGARTEN**

14 Total Operating Expense	33,500,000	58,500,000
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15  
 16 The above appropriations for full day kindergarten are available to school corporations  
 17 and charter schools that apply to the department of education for funding of full day  
 18 kindergarten. The amount available to a school corporation or charter school equals  
 19 the amount appropriated divided by the total full day kindergarten enrollment of  
 20 all participating school corporations and charter schools (as defined in IC 21-3-1.6-1.1)  
 21 for the current year, and then multiplied by the school corporation's or charter  
 22 school's full day kindergarten enrollment (as defined in IC 21-3-1.6-1.1) for the  
 23 current year. However, a school corporation or charter school may not receive more  
 24 than \$2,500 dollars per student for full day kindergarten. A school corporation or  
 25 charter school that is awarded a grant must provide to the department of education  
 26 a financial report stating how the funds were spent. Any unspent funds at the end  
 27 of the biennium must be returned to the state by the school corporation or charter  
 28 school.  
 29

30 To provide full day kindergarten programs, a school corporation or charter school  
 31 that determines there is inadequate space to offer a program in the school corporation's  
 32 or charter school's existing facilities may offer the program in any suitable space  
 33 located within the geographic boundaries of the school corporation or, in the case  
 34 of a charter school, a location that is in the general vicinity of the charter school's  
 35 existing facilities. A full day kindergarten program offered by a school corporation  
 36 or charter school must meet the academic standards and other requirements of IC 20.  
 37

38 A school corporation or charter school that receives a grant must meet the academic standards  
 39 and other requirements of IC 20.  
 40

41 In awarding grants from the above appropriations, the department of education may  
 42 not refuse to make a grant to a school corporation or reduce the award that would  
 43 otherwise be made to the school corporation because the school corporation used federal  
 44 grants or loans, including Title I grants, to fund part or all of the school corporation's  
 45 full day kindergarten program in a school year before the school year in which the  
 46 grant will be given or because the school corporation intends to use federal grants  
 47 or loans, including Title I grants, to fund part of the school corporation's full  
 48 day kindergarten program in a school year in which the grant will be given.  
 49



The state board and department shall provide support to school corporations and charter schools in the development and implementation of child centered and learning focused programs using the following methods:

(1) Targeting professional development funds to provide teachers in kindergarten through grade 3 education in:

- (A) scientifically proven methods of teaching reading;
- (B) the use of data to guide instruction; and
- (C) the use of age appropriate literacy and mathematics assessments.

(2) Making uniform, predictively valid, observational assessments that:

(A) provide frequent information concerning the student's progress to the student's teacher; and

(B) measure the student's progress in literacy;

available to teachers in kindergarten through grade 3. Teachers shall monitor students participating in a program, and the school corporation or charter school shall report the results of the assessments to the parents of a child completing an assessment and to the department.

(3) Undertaking a longitudinal study of students in programs in Indiana to determine the achievement levels of the students in kindergarten and later grades.

The above appropriations for full day kindergarten include \$25,000 dollars in fiscal year 2008 for the state board and department to contract with national experts on academic standards to conduct a review of current kindergarten standards to ensure the standards:

- (1) are adequate for full day kindergarten programs;
- (2) align with state standards through grade 3; and
- (3) ensure success in subsequent grades.

The school corporation or charter school may use any funds otherwise allowable under state and federal law, including the school corporation's general fund, any funds available to the charter school, or voluntary parent fees, to provide full day kindergarten programs.

#### TESTING

Other Operating Expense	21,000,000	21,000,000
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The above appropriation for testing includes funding to conduct end of course assessments.

#### REMEDIATION

Other Operating Expense	10,000,000	10,000,000
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Prior to notification of local school corporations of the formula and components of the formula for distributing funds for remediation, review and approval of the formula and components shall be made by the budget agency.

The above appropriation for testing and remediation shall be used by school corporations to provide remediation programs for students who attend public and nonpublic schools. For purposes of tuition support, these students are not to be counted in the average daily membership.

#### GRADUATION EXAM REMEDIATION



1	Other Operating Expense	4,958,910	4,958,910
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2

3 Prior to notification of local school corporations of the formula and components  
4 of the formula for distributing funds for graduation exam remediation, review and  
5 approval of the formula and components shall be made by the budget agency.

6

7 **SPECIAL EDUCATION PRESCHOOL**

8	Total Operating Expense	32,400,000	32,400,000
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9

10 The above appropriations shall be distributed to guarantee a minimum of \$2,750 per  
11 child enrolled in special education preschool programs from state and local sources  
12 in school corporations that levy the maximum special education tax rate for  
13 this purpose. It is the intent of the 2007 general assembly that the above appropriations  
14 for special education preschool shall be the total allowable expenditure for such  
15 program. Therefore, if the expected disbursements are anticipated to exceed the total  
16 appropriation for that state fiscal year, then the department of education shall  
17 reduce the distributions proportionately.

18

19 **NON-ENGLISH SPEAKING PROGRAM**

20	Other Operating Expense	6,929,246	6,965,055
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21

22 The above appropriations for the non-English speaking program are for pupils who  
23 have a primary language other than English and limited English proficiency, as determined  
24 by using a standard proficiency examination that has been approved by the department  
25 of education.

26

27 The grant amount is two hundred dollars (\$200) per pupil. It is the intent of the  
28 2007 general assembly that the above appropriations for the non-English speaking  
29 program shall be the total allowable state expenditure for the program. If the expected  
30 distributions are anticipated to exceed the total appropriations for the state fiscal  
31 year, the department of education shall reduce each school corporation's distribution  
32 proportionately.

33

34 **GIFTED AND TALENTED EDUCATION PROGRAM**

35	Personal Services	240,672	240,672
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36	Other Operating Expense	5,595,665	7,595,668
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37

38 **DISTRIBUTION FOR ADULT CAREER AND TECHNICAL EDUCATION**

39	Total Operating Expense	250,000	250,000
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40

41 The distribution for adult vocational education programs shall be made in accordance  
42 with the state plan for vocational education.

43

44 **DRUG FREE SCHOOLS**

45	Personal Services	56,796	56,796
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46	Other Operating Expense	15,657	15,658
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47 **PROFESSIONAL DEVELOPMENT DISTRIBUTION**

48	Other Operating Expense	13,812,500	13,812,500
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49



The foregoing appropriations for professional development distributions include schools defined under IC 20-31-2-8.

**ALTERNATIVE EDUCATION**

<b>Total Operating Expense</b>	<b>6,380,059</b>	<b>6,380,319</b>
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**EDUCATIONAL TECHNOLOGY COUNCIL PROGRAM**

<b>Total Operating Expense</b>	<b>4,609,036</b>	<b>4,609,036</b>
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Of the foregoing appropriations, \$825,000 shall be allocated to the buddy system each state fiscal year during the biennium. The remaining amounts shall be used to pilot and evaluate the five strategies outlined in the Indiana Digital-Age Learning Plan adopted by the Education Technology Council for 2007-2009. The pilots will focus on high school.

**PROFESSIONAL STANDARDS DIVISION**

**General Fund**

<b>Personal Services</b>	<b>1,053,602</b>	<b>1,054,199</b>
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<b>Other Operating Expense</b>	<b>262,900</b>	<b>1,762,303</b>
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**Professional Standards Board Licensing Fund**

<b>Total Operating Expense</b>	<b>1,500,000</b>	<b>1,500,000</b>
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Augmentation allowed.

The above appropriations for the Professional Standards Division do not include funds to pay stipends for mentor teachers.

**SCHOOL CORPORATION CONSOLIDATION STUDIES**

<b>Total Operating Expense</b>	<b>200,000</b>	<b>200,000</b>
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A school corporation which desires to study the feasibility of consolidating or merging services with another corporation may apply to the department for a grant not exceeding \$50,000 to offset the costs of the study.

**SCHOOL BUSINESS OFFICIALS ACADEMY**

<b>Total Operating Expense</b>	<b>200,000</b>	<b>200,000</b>
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The department shall make the foregoing appropriations available to the Indiana Association of School Business Officials to assist in the creation of an academy designed to strengthen the management and leadership skills of practicing Indiana school business officials.

**FOR THE INDIANA STATE TEACHERS' RETIREMENT FUND**

**POSTRETIREMENT PENSION INCREASES**

<b>Other Operating Expense</b>	<b>52,784,909</b>	<b>55,952,004</b>
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The appropriations for postretirement pension increases are made for those benefits and adjustments provided in IC 5-10.4 and IC 5-10.2-5.

**TEACHERS' RETIREMENT FUND DISTRIBUTION**

<b>Other Operating Expense</b>	<b>564,015,000</b>	<b>593,148,000</b>
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1           **Augmentation allowed.**

2  
3           **If the amount actually required under the pre-1996 account of the teachers' retirement**  
4           **fund for actual benefits for the Post Retirement Pension Increases that are funded**  
5           **on a "pay as you go" basis plus the base benefits under the pre-1996 account of the**  
6           **teachers' retirement fund is:**

- 7           (1) greater than the above appropriations for a year, after notice to the  
8           governor and the budget agency of the deficiency, the above appropriation for  
9           the year shall be augmented from the general fund. Any augmentation shall  
10          be included in the required pension stabilization calculation under IC 5-10.4; or  
11          (2) less than the above appropriations for a year, the excess shall be retained  
12          in the general fund. The portion of the benefit funded by the annuity account  
13          and the actuarially funded Post Retirement Pension Increases shall not be part  
14          of this calculation.

15  
16           **C. OTHER EDUCATION**

17  
18           **FOR THE EDUCATION EMPLOYMENT RELATIONS BOARD**

19           Personal Services	617,646	617,646
20           Other Operating Expense	68,940	68,940

21           **PUBLIC EMPLOYEE RELATIONS BOARD**

22           Total Operating Expense	32,550	32,550
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23  
24           **FOR THE STATE LIBRARY**

25           Personal Services	3,058,971	3,058,971
26           Other Operating Expense	727,967	697,917

27           **STATEWIDE LIBRARY SERVICES**

28           Total Operating Expense	1,996,228	1,996,228
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29  
30           The foregoing appropriations for statewide library services will be used to provide services  
31           to libraries across the state. These services may include, but will not be limited to, programs  
32           including Wheels, I\*Ask, and professional development. The state library shall identify  
33           statewide library services that are to be provided by a vendor. Those services identified  
34           by the library shall be procured through a competitive process using one or more requests  
35           for proposals covering the service.

36  
37           **LIBRARY SERVICES FOR THE BLIND - ELECTRONIC NEWSLINES**

38           Other Operating Expense	20,000	20,000
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39           **ACADEMY OF SCIENCE**

40           Total Operating Expense	8,811	8,811
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41  
42           **FOR THE ARTS COMMISSION**

43           Personal Services	406,217	406,217
44           Other Operating Expense	3,346,742	3,346,742

45  
46           The foregoing appropriation to the arts commission includes \$375,000 each year to  
47           provide grants under IC 4-23-2.5 to:

- 48           (1) the arts organizations that have most recently qualified for general operating  
49           support as major arts organizations as determined by the arts commission;



and  
(2) the significant regional organizations that have most recently qualified for general operating support as mid-major arts organizations, as determined by the arts commission and its regional re-granting partners.

**FOR THE HISTORICAL BUREAU**

Personal Services	392,583	392,583
Other Operating Expense	6,875	6,875

**HISTORICAL MARKER PROGRAM**

Total Operating Expense		31,898
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**FOR THE COMMISSION ON PROPRIETARY EDUCATION**

Personal Services	419,963	419,963
Other Operating Expense	38,459	38,459

**SECTION 10. [EFFECTIVE JULY 1, 2007]**

**DISTRIBUTIONS**

**FOR THE STATE BUDGET AGENCY**

**PROPERTY TAX REPLACEMENT AND HOMESTEAD CREDIT**

Total Operating Expense	1,261,756,327	48,953,694
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**ADDITIONAL 2007 HOMESTEAD CREDIT**

**Property Tax Reduction Trust Fund (IC 6-1.1-20.1)**

Total Operating Expense	122,789,602	0
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**STATE ASSISTANCE FOR FAMILY AND CHILDREN'S FUND**

Total Operating Expense	58,363,797	132,208,770
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**STATE ASSISTANCE FOR COUNTY SHARE OF JUVENILE INCARCERATION**

Total Operating Expense	453,424	1,703,223
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Notwithstanding IC 6-1.1-21 and IC 6-1.1-20.9, the foregoing appropriation for property tax replacement and homestead credit is the amount that may be distributed. However, if the amount determined under IC 6-1.1-21-2.5 exceeds the amount appropriated, the foregoing appropriation is increased accordingly. The board shall set the credit percentages so that the distributions equal the foregoing appropriation as adjusted.

**SECTION 11. [EFFECTIVE JULY 1, 2007]**

The following allocations of federal funds are available for vocational and technical education under the Carl D. Perkins Vocational and Technical Education Act of 1998 (20 U.S.C. 2301, et seq. for Vocational and Technical Education) (20 U.S.C. 2371 for Tech Prep Education). These funds shall be received by the department of workforce development, commission on vocational and technical education, and shall be allocated by the budget agency after consultation with the commission on vocational and technical education, the department of education, the commission for higher education, and the department of correction. Funds shall be allocated to these agencies in accordance with the allocations specified below:

**STATE PROGRAMS AND LEADERSHIP**



1	2,591,621	2,591,621
2	<b>SECONDARY VOCATIONAL PROGRAMS</b>	
3	14,638,379	14,638,379
4	<b>POSTSECONDARY VOCATIONAL PROGRAMS</b>	
5	8,314,566	8,314,566
6	<b>TECHNOLOGY - PREPARATION EDUCATION</b>	
7	2,342,219	2,342,219

8

9 **SECTION 12. [EFFECTIVE JULY 1, 2007]**

10

11 In accordance with IC 22-4.1-13, the budget agency, with the advice of the commission

12 on vocational and technical education and the budget committee, may augment or reduce

13 an allocation of federal funds made under SECTION 11 of this act.

14

15 **SECTION 13. [EFFECTIVE JULY 1, 2007]**

16

17 Utility bills for the month of June, travel claims covering the period June 16 to

18 June 30, payroll for the period of the last half of June, any interdepartmental bills

19 for supplies or services for the month of June, and any other miscellaneous expenses

20 incurred during the period June 16 to June 30 shall be charged to the appropriation

21 for the succeeding year. No interdepartmental bill shall be recorded as a refund

22 of expenditure to any current year allotment account for supplies or services rendered

23 or delivered at any time during the preceding June period.

24

25 **SECTION 14. [EFFECTIVE JULY 1, 2007]**

26

27 The budget agency, under IC 4-10-11, IC 4-12-1-13, and IC 4-13-1, in cooperation

28 with the Indiana department of administration, may fix the amount of reimbursement

29 for traveling expenses (other than transportation) for travel within the limits of

30 Indiana. This amount may not exceed actual lodging and miscellaneous expenses incurred.

31 A person in travel status, as defined by the state travel policies and procedures

32 established by the Indiana department of administration and the budget agency, is

33 entitled to a meal allowance not to exceed during any twenty-four (24) hour period

34 the standard meal allowances established by the federal Internal Revenue Service.

35

36 All appropriations provided by this act or any other statute, for traveling and hotel

37 expenses for any department, officer, agent, employee, person, trustee, or commissioner,

38 are to be used only for travel within the state of Indiana, unless those expenses

39 are incurred in traveling outside the state of Indiana on trips that previously have

40 received approval as required by the state travel policies and procedures established

41 by the Indiana department of administration and the budget agency. With the required

42 approval, a reimbursement for out-of-state travel expenses may be granted in an amount

43 not to exceed actual lodging and miscellaneous expenses incurred. A person in travel

44 status is entitled to a meal allowance not to exceed during any twenty-four (24)

45 hour period the standard meal allowances established by the federal Internal Revenue

46 Service for properly approved travel within the continental United States and a minimum

47 of \$50 during any twenty-four (24) hour period for properly approved travel outside

48 the continental United States. However, while traveling in Japan, the minimum meal

49 allowance shall not be less than \$90 for any twenty-four (24) hour period. While





1 traveling in Korea and Taiwan, the minimum meal allowance shall not be less than  
2 \$85 for any twenty-four (24) hour period; while traveling in Singapore, China, Great  
3 Britain, Germany, the Netherlands, and France, the minimum meal allowance shall not  
4 be less than \$65 for any twenty-four (24) hour period.

5  
6 In the case of the state supported institutions of postsecondary education, approval  
7 for out-of-state travel may be given by the chief executive officer of the institution,  
8 or the chief executive officer's authorized designee, for the chief executive officer's  
9 respective personnel.

10  
11 Before reimbursing overnight travel expenses, the auditor of state shall require  
12 documentation as prescribed in the state travel policies and procedures established  
13 by the Indiana department of administration and the budget agency. No appropriation  
14 from any fund may be construed as authorizing the payment of any sum in excess of  
15 the standard mileage rates for personally owned transportation equipment established  
16 by the federal Internal Revenue Service when used in the discharge of state business.  
17 The Indiana department of administration and the budget agency may adopt policies  
18 and procedures relative to the reimbursement of travel and moving expenses of new  
19 state employees and the reimbursement of travel expenses of prospective employees  
20 who are invited to interview with the state.

21  
22 **SECTION 15. [EFFECTIVE JULY 1, 2007]**

23  
24 Notwithstanding IC 4-10-11-2.1, the salary per diem of members of boards, commissions,  
25 and councils who are entitled to a salary per diem is \$50 per day. However, members  
26 of boards, commissions, or councils who receive an annual or a monthly salary paid  
27 by the state are not entitled to the salary per diem provided in IC 4-10-11-2.1.

28  
29 **SECTION 16. [EFFECTIVE JULY 1, 2007]**

30  
31 No payment for personal services shall be made by the auditor of state unless the  
32 payment has been approved by the budget agency or the designee of the budget agency.

33  
34 **SECTION 17. [EFFECTIVE JULY 1, 2007]**

35  
36 No warrant for operating expenses, capital outlay, or fixed charges shall be issued  
37 to any department or an institution unless the receipts of the department or institution  
38 have been deposited into the state treasury for the month. However, if a department  
39 or an institution has more than \$10,000 in daily receipts, the receipts shall be  
40 deposited into the state treasury daily.

41  
42 **SECTION 18. [EFFECTIVE JULY 1, 2007]**

43  
44 In case of loss by fire or any other cause involving any state institution or department,  
45 the proceeds derived from the settlement of any claim for the loss shall be deposited  
46 in the state treasury, and the amount deposited is hereby reappropriated to the institution  
47 or department for the purpose of replacing the loss. If it is determined that the  
48 loss shall not be replaced, any funds received from the settlement of a claim shall  
49 be deposited into the general fund.



1  
2 **SECTION 19. [EFFECTIVE JULY 1, 2007]**  
3

4 If an agency has computer equipment in excess of the needs of that agency, then the  
5 excess computer equipment may be sold under the provisions of surplus property sales,  
6 and the proceeds of the sale or sales shall be deposited in the state treasury. The  
7 amount so deposited is hereby reappropriated to that agency for other operating expenses  
8 of the then current year, if approved by the director of the budget agency.  
9

10 **SECTION 20. [EFFECTIVE JULY 1, 2007]**  
11

12 If any state penal or benevolent institution other than the Indiana state prison,  
13 Pendleton correctional facility, or Putnamville correctional facility shall, in the  
14 operation of its farms, produce products, or commodities in excess of the needs of  
15 the institution, the surplus may be sold through the division of industries and farms,  
16 the director of the supply division of the Indiana department of administration,  
17 or both. The proceeds of any such sale or sales shall be deposited in the state treasury.  
18 The amount deposited is hereby reappropriated to the institution for expenses of  
19 the then current year if approved by the director of the budget agency. The exchange  
20 between state penal and benevolent institutions of livestock for breeding purposes  
21 only is hereby authorized at valuations agreed upon between the superintendents or  
22 wardens of the institutions. Capital outlay expenditures may be made from the institutional  
23 industries and farms revolving fund if approved by the budget agency and the governor.  
24

25 **SECTION 21. [EFFECTIVE JULY 1, 2007]**  
26

27 This act does not authorize any rehabilitation and repairs to any state buildings,  
28 nor does it allow that any obligations be incurred for lands and structures, without  
29 the prior approval of the budget director or the director's designee. This SECTION  
30 does not apply to contracts for the state universities supported in whole or in part  
31 by state funds.  
32

33 **SECTION 22. [EFFECTIVE JULY 1, 2007]**  
34

35 If an agency has an annual appropriation fixed by law, and if the agency also receives  
36 an appropriation in this act for the same function or program, the appropriation  
37 in this act supersedes any other appropriations and is the total appropriation for  
38 the agency for that program or function.  
39

40 **SECTION 23. [EFFECTIVE JULY 1, 2007]**  
41

42 The balance of any appropriation or funds heretofore placed or remaining to the credit  
43 of any division of the state of Indiana, and any appropriation or funds provided  
44 in this act placed to the credit of any division of the state of Indiana, the powers,  
45 duties, and functions whereof are assigned and transferred to any department for  
46 salaries, maintenance, operation, construction, or other expenses in the exercise  
47 of such powers, duties, and functions, shall be transferred to the credit of the  
48 department to which such assignment and transfer is made, and the same shall be available  
49 for the objects and purposes for which appropriated originally.



1  
2 **SECTION 24. [EFFECTIVE JULY 1, 2007]**  
3

4 The director of the division of procurement of the Indiana department of administration,  
5 or any other person or agency authorized to make purchases of equipment, shall not  
6 honor any requisition for the purchase of an automobile that is to be paid for from  
7 any appropriation made by this act or any other act, unless the following facts are  
8 shown to the satisfaction of the commissioner of the Indiana department of administration  
9 or the commissioner's designee:

10 (1) In the case of an elected state officer, it shall be shown that the duties of  
11 the office require driving about the state of Indiana in the performance of official  
12 duty.

13 (2) In the case of department or commission heads, it shall be shown that the statutory  
14 duties imposed in the discharge of the office require traveling a greater distance  
15 than one thousand (1,000) miles each month or that they are subject to official duty  
16 call at all times.

17 (3) In the case of employees, it shall be shown that the major portion of the duties  
18 assigned to the employee require travel on state business in excess of one thousand  
19 (1,000) miles each month, or that the vehicle is identified by the agency as an integral  
20 part of the job assignment. In computing the number of miles required to be driven  
21 by a department head or an employee, the distance between the individual's home and  
22 office or designated official station is not to be considered as a part of the total.  
23 Department heads shall annually submit justification for the continued assignment  
24 of each vehicle in their department, which shall be reviewed by the commissioner  
25 of the Indiana department of administration, or the commissioner's designee. There  
26 shall be an insignia permanently affixed on each side of all state owned cars, designating  
27 the cars as being state owned. However, this requirement does not apply to state  
28 owned cars driven by elected state officials or to cases where the commissioner of  
29 the Indiana department of administration or the commissioner's designee determines  
30 that affixing insignia on state owned cars would hinder or handicap the persons driving  
31 the cars in the performance of their official duties.  
32

33 **SECTION 25. [EFFECTIVE JULY 1, 2007]**  
34

35 The budget agency may refer to the budget committee any budgetary or fiscal matter  
36 for an advisory recommendation. The budget committee may hold hearings and take  
37 any actions authorized by IC 4-12-1-11, and may make an advisory recommendation to  
38 the budget agency.  
39

40 **SECTION 26. [EFFECTIVE JULY 1, 2007]**  
41

42 The governor of the state of Indiana is solely authorized to accept on behalf of  
43 the state any and all federal funds available to the state of Indiana. Federal funds  
44 received under this SECTION are appropriated for purposes specified by the federal  
45 government, subject to allotment by the budget agency. The provisions of this SECTION  
46 and all other SECTIONS concerning the acceptance, disbursement, review, and approval  
47 of any grant, loan, or gift made by the federal government or any other source to  
48 the state or its agencies and political subdivisions shall apply, notwithstanding  
49 any other law.



**SECTION 27. [EFFECTIVE JULY 1, 2007]**

Federal funds received as revenue by a state agency or department are not available to the agency or department for expenditure until allotment has been made by the budget agency under IC 4-12-1-12(d).

**SECTION 28. [EFFECTIVE JULY 1, 2007]**

A contract or an agreement for personal services or other services may not be entered into by any agency or department of state government without the approval of the budget agency or the designee of the budget director.

**SECTION 29. [EFFECTIVE JULY 1, 2007]**

Except in those cases where a specific appropriation has been made to cover the payments for any of the following, the auditor of state shall transfer, from the personal services appropriations for each of the various agencies and departments, necessary payments for Social Security, public employees' retirement, health insurance, life insurance, and any other similar payments directed by the budget agency.

**SECTION 30. [EFFECTIVE JULY 1, 2007]**

Subject to SECTION 25 of this act as it relates to the budget committee, the budget agency with the approval of the governor may withhold allotments of any or all appropriations contained in this act for the 2007-2009 biennium, if it is considered necessary to do so in order to prevent a deficit financial situation.

**SECTION 31. [EFFECTIVE JULY 1, 2006 (RETROACTIVE)]**

The following deficiency appropriation for the state fiscal year beginning July 1, 2006, and ending June 30, 2007, is made in addition to the appropriations in P.L.246-2005, SECTION 9:

**FOR THE DEPARTMENT OF EDUCATION**

**DISTRIBUTION FOR TUITION SUPPORT**

**General Fund**

Total Operating Expense	56,100,000
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The deficiency appropriation made by this SECTION is not subject to transfer to any other fund or subject to transfer, assignment, or reassignment for any other use or purpose by the state board of finance, notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23, or by the budget agency, notwithstanding IC 4-12-1-12, or any other law.

**SECTION 32. [EFFECTIVE JULY 1, 2007]**

**CONSTRUCTION**

For the 2007-2009 biennium, the following amounts, from the funds listed as follows, are hereby appropriated to provide for the construction, reconstruction, rehabilitation,



repair, purchase, rental, and sale of state properties, capital lease rentals and the purchase and sale of land, including equipment for such properties and other projects as specified.

State General Fund - Lease Rentals	
	249,479,668
State General Fund - Construction	
	282,676,939
State Police Building Commission Fund (IC 9-29-1-4)	
	6,200,000
Law Enforcement Academy Building Fund (IC 5-2-1-13)	
	1,319,300
Cigarette Tax Fund (IC 6-7-1-29.1)	
	3,600,000
Veterans' Home Building Fund (IC 10-17-9-7)	
	5,269,167
Postwar Construction Fund (IC 7.1-4-8-1)	
	29,560,000
Regional Health Care Construction Account (IC 4-12-8.5)	
	11,964,998
<b>TOTAL</b>	<b>590,070,072</b>

The allocations provided under this SECTION are made from the state general fund, unless specifically authorized from other designated funds by this act. The budget agency, with the approval of the governor, in approving the allocation of funds pursuant to this SECTION, shall consider, as funds are available, allocations for the following specific uses, purposes, and projects:

#### A. GENERAL GOVERNMENT

##### FOR THE HOUSE OF REPRESENTATIVES

Repair and Rehabilitation	425,000
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##### FOR THE SENATE

Senate Renovation	1,500,000
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##### FOR THE STATE BUDGET AGENCY

Health and Safety Contingency Fund	5,000,000
Aviation Technology Center Lease	2,428,284
Airport Facilities Lease	52,991,552

##### DEPARTMENT OF ADMINISTRATION - PROJECTS

Preventive Maintenance	6,691,790
Repair and Rehabilitation	13,905,000

##### DEPARTMENT OF ADMINISTRATION - LEASES

###### General Fund

Lease - Government Center North	27,491,755
Lease - Government Center South	29,796,249



1	Lease - State Museum	15,234,934
2	Lease - McCarty Street Warehouse	1,458,200
3	Lease - Parking Garages	11,151,141
4	Lease - Toxicology Lab	11,070,106
5	Lease - Wabash Valley Correctional	26,229,390
6	Lease - Rockville Correctional	11,040,071
7	Lease - Miami Correctional	28,358,823
8	Lease - Pendleton Juvenile Correctional	8,800,168
9	Lease - New Castle Correctional	23,428,995
10	Regional Health Care Construction Account (IC 4-12-8.5)	
11	Lease - Evansville State Hospital	3,284,468
12	Lease - Southeast Regional Treatment	5,297,588
13	Lease - Logansport State Hospital	3,382,942
14		
15	<b>B. PUBLIC SAFETY</b>	
16		
17	<b>(1) LAW ENFORCEMENT</b>	
18		
19	<b>INDIANA STATE POLICE</b>	
20	State Police Building Commission Fund (IC 9-29-1-4)	
21	Preventive Maintenance	1,015,000
22	Repair and Rehabilitation	891,000
23	Microwave System Rehabilitation	4,294,000
24		
25	<b>LAW ENFORCEMENT TRAINING BOARD</b>	
26	Law Enforcement Academy Building Fund (IC 5-2-1-13)	
27	Preventive Maintenance	936,000
28	Repair and Rehabilitation	383,300
29		
30	<b>ADJUTANT GENERAL</b>	
31	Preventive Maintenance	250,000
32	Johnson County Land Acquisition	1,900,000
33	Repair and Rehabilitation	1,650,000
34		
35	<b>(2) CORRECTIONS</b>	
36		
37	<b>DEPARTMENT OF CORRECTION - PROJECTS</b>	
38	Postwar Construction Fund (IC 7.1-4-8-1)	
39	Environmental Response	150,000
40	Repair and Rehabilitation	200,000
41	<b>CORRECTIONAL UNITS</b>	
42	Preventive Maintenance	1,515,598
43	Postwar Construction Fund (IC 7.1-4-8-1)	
44	Administration/Program Bldg.-Henryville	100,000
45	Repair and Rehabilitation	400,000
46	<b>STATE PRISON</b>	
47	Preventive Maintenance	954,492
48	Postwar Construction Fund (IC 7.1-4-8-1)	
49	Repair and Rehabilitation	5,200,000



1	<b>PENDLETON CORRECTIONAL FACILITY</b>	
2	Preventive Maintenance	1,257,064
3	Postwar Construction Fund (IC 7.1-4-8-1)	
4	Repair and Rehabilitation	1,200,000
5	<b>WOMEN'S PRISON</b>	
6	Preventive Maintenance	538,832
7	Postwar Construction Fund (IC 7.1-4-8-1)	
8	Repair and Rehabilitation	100,000
9	<b>NEW CASTLE CORRECTIONAL FACILITY</b>	
10	Preventive Maintenance	350,388
11	<b>PUTNAMVILLE CORRECTIONAL FACILITY</b>	
12	Preventive Maintenance	864,822
13	Postwar Construction Fund (IC 7.1-4-8-1)	
14	Central Water Softener System	300,000
15	Repair and Rehabilitation	140,000
16	<b>PLAINFIELD EDUCATION RE-ENTRY FACILITY</b>	
17	Preventive Maintenance	322,804
18	<b>INDIANAPOLIS JUVENILE CORRECTIONAL FACILITY</b>	
19	Preventive Maintenance	395,510
20	Postwar Construction Fund (IC 7.1-4-8-1)	
21	Repair and Rehabilitation	100,000
22	<b>BRANCHVILLE CORRECTIONAL FACILITY</b>	
23	Preventive Maintenance	272,932
24	Postwar Construction Fund (IC 7.1-4-8-1)	
25	Education building addition	1,800,000
26	<b>WESTVILLE CORRECTIONAL FACILITY</b>	
27	Preventive Maintenance	806,330
28	Postwar Construction Fund (IC 7.1-4-8-1)	
29	Repair and Rehabilitation	3,500,000
30	<b>ROCKVILLE CORRECTIONAL FACILITY</b>	
31	Preventive Maintenance	357,296
32	<b>PLAINFIELD CORRECTIONAL FACILITY</b>	
33	Preventive Maintenance	663,704
34	Postwar Construction Fund (IC 7.1-4-8-1)	
35	Steam distribution center	12,000,000
36	Repair and Rehabilitation	420,000
37	<b>RECEPTION-DIAGNOSTIC CENTER</b>	
38	Preventive Maintenance	214,464
39	Postwar Construction Fund (IC 7.1-4-8-1)	
40	Fire egress stairwell	400,000
41	<b>CORRECTIONAL INDUSTRIAL FACILITY</b>	
42	Preventive Maintenance	584,172
43	Postwar Construction Fund (IC 7.1-4-8-1)	
44	Repair and Rehabilitation	750,000
45	<b>WORK RELEASE CENTERS</b>	
46	Preventive Maintenance	76,828
47	<b>WABASH VALLEY CORRECTIONAL FACILITY</b>	
48	Preventive Maintenance	608,820
49	Postwar Construction Fund (IC 7.1-4-8-1)	



1	Repair and Rehabilitation	2,800,000
2	MIAMI CORRECTIONAL FACILITY	
3	Preventive Maintenance	664,560
4	PENDLETON JUVENILE CORRECTIONAL FACILITY	
5	Preventive Maintenance	228,738
6		
7	<b>C. CONSERVATION AND ENVIRONMENT</b>	
8		
9	<b>DEPARTMENT OF NATURAL RESOURCES - GENERAL ADMINISTRATION</b>	
10	Preventive Maintenance	300,000
11	Repair and Rehabilitation	1,500,000
12	<b>FISH AND WILDLIFE</b>	
13	Preventive Maintenance	2,000,000
14	Health and Safety Projects	1,150,000
15	Public Access Projects	350,000
16	<b>FORESTRY</b>	
17	Preventive Maintenance	2,000,000
18	Repair and Rehabilitation	6,500,000
19	<b>MUSEUMS AND HISTORIC SITES</b>	
20	Preventive Maintenance	365,559
21	Health and Safety Projects	4,500,000
22	Tippecanoe Battlefield - Fence Restoration	430,000
23	<b>NATURE PRESERVES</b>	
24	Preventive Maintenance	200,000
25	Repair and Rehabilitation	1,350,000
26	<b>OUTDOOR RECREATION</b>	
27	Preventive Maintenance	50,000
28	Knobstone Trail	375,000
29	<b>STATE PARKS AND RESERVOIR MANAGEMENT</b>	
30	Preventive Maintenance	2,900,000
31	Inn Rehabilitation	3,500,000
32	Campground Rehabilitation	3,890,000
33	Marina Rehabilitation	3,000,000
34	Pool Rehabilitation	6,000,000
35	Nature Centers and CCC Buildings	2,500,000
36	Water and Wastewater Projects	3,000,000
37	Repair and Rehabilitation	7,110,000
38	Cigarette Tax Fund (IC 6-7-1-29.1)	
39	Preventive Maintenance	3,600,000
40	<b>DIVISION OF WATER</b>	
41	Preventive Maintenance	250,000
42	Repair and Rehabilitation	925,000
43	Dredging of Cedar Lake in Lake County	2,000,000
44	Dam Repairs and Rehabilitation	8,000,000
45	<b>ENFORCEMENT</b>	
46	Preventive Maintenance	250,000
47	<b>STATE MUSEUM</b>	
48	Preventive Maintenance	650,000
49	Repair and Rehabilitation	300,000





1	<b>OIL AND GAS</b>	
2	Repair and Rehabilitation	400,000
3	<b>ENTOMOLOGY</b>	
4	Invasive Species	1,000,000
5	Hydrilla Eradication	500,000
6	<b>WHITE RIVER STATE PARK</b>	
7	Preventive Maintenance	500,000
8	Repair and Rehabilitation	480,000
9	<b>WAR MEMORIALS COMMISSION</b>	
10	Preventive Maintenance	1,512,094
11	Civil War Battle Flags	238,500
12	Repair and Rehabilitation	815,300
13	<b>INDIANA STATE FAIR</b>	
14	Ice Skating Academy	3,000,000
15	<b>LITTLE CALUMET RIVER BASIN COMMISSION</b>	
16	Repair and Rehabilitation	2,000,000
17		
18	<b>D. TRANSPORTATION</b>	
19		
20	<b>AIRPORT DEVELOPMENT</b>	
21	Airport Development	2,400,000
22		
23	The foregoing allocation for the Indiana department of transportation is for airport	
24	development and shall be used for the purpose of assisting local airport authorities	
25	and local units of government in matching available federal funds under the airport	
26	improvement program and for matching federal grants for airport planning and for	
27	the other airport studies. Matching grants of aid shall be made in accordance with	
28	the approved annual capital improvements program of the Indiana department of	
29	transportation and with the approval of the governor and the budget agency.	
30		
31	<b>E. FAMILY AND SOCIAL SERVICES, HEALTH, AND VETERANS' AFFAIRS</b>	
32		
33	<b>(1) FAMILY AND SOCIAL SERVICES ADMINISTRATION</b>	
34		
35	<b>FSSA CONSTRUCTION</b>	
36	Repair and Rehabilitation - Asbestos, ADA, Demolition	1,000,000
37	<b>EVANSVILLE PSYCHIATRIC CHILDREN'S CENTER</b>	
38	Preventive Maintenance	45,000
39	Repair and Rehabilitation	100,000
40	<b>EVANSVILLE STATE HOSPITAL</b>	
41	Preventive Maintenance	500,000
42	Consult/Design for Forensic Pts.	100,000
43	Repair and Rehabilitation	858,000
44	<b>MADISON STATE HOSPITAL</b>	
45	Preventive Maintenance	971,409
46	<b>LOGANSPOUT STATE HOSPITAL</b>	
47	Preventive Maintenance	963,144
48	Repair and Rehabilitation	4,228,000
49	<b>RICHMOND STATE HOSPITAL</b>	



1	Preventive Maintenance	1,210,724
2	Operational Support Building	649,250
3	Admin Building Rehab	1,092,500
4	Repair and Rehabilitation	2,236,500
5	<b>LARUE CARTER MEMORIAL HOSPITAL</b>	
6	Preventive Maintenance	5,000,000
7		
8	<b>(2) PUBLIC HEALTH</b>	
9		
10	<b>DEPARTMENT OF HEALTH</b>	
11	Preventive Maintenance	15,303
12	Repair and Rehabilitation	1,684,697
13	<b>SCHOOL FOR THE BLIND</b>	
14	Preventive Maintenance	565,714
15	Repair and Rehabilitate Tunnels	2,000,000
16	Repair and Rehabilitation	964,671
17	<b>SCHOOL FOR THE DEAF</b>	
18	Preventive Maintenance	553,120
19	Repair and Rehabilitation	3,046,357
20	<b>SOLDIERS' AND SAILORS' CHILDREN'S HOME</b>	
21	Preventive Maintenance	400,000
22	Repair and Rehabilitation	925,000
23		
24	<b>(3) VETERANS' AFFAIRS</b>	
25		
26	<b>INDIANA VETERANS' HOME</b>	
27	Veterans' Home Building Fund (IC 10-17-9-7)	
28	Preventive Maintenance	1,000,000
29	Replacement of Busses	485,000
30	Repair and Rehabilitation	3,784,167
31		
32	<b>F. EDUCATION</b>	
33		
34	<b>HIGHER EDUCATION</b>	
35		
36	<b>INDIANA UNIVERSITY - TOTAL SYSTEM</b>	
37	General Repair and Rehab	25,202,564
38	IU-Southeast Medical Education Center A&E	1,000,000
39	<b>PURDUE UNIVERSITY - TOTAL SYSTEM</b>	
40	General Repair and Rehab	19,777,318
41	Purdue North Central A&E	1,000,000
42	Indiana Purdue Ft. Wayne-Northeast Indiana Innovation Center	5,000,000
43	<b>INDIANA STATE UNIVERSITY</b>	
44	General Repair and Rehab	4,681,980
45	<b>UNIVERSITY OF SOUTHERN INDIANA</b>	
46	General Repair and Rehab	1,121,925
47	<b>BALL STATE UNIVERSITY</b>	
48	General Repair and Rehab	6,726,301
49	<b>VINCENNES UNIVERSITY</b>	



1	General Repair and Rehab	2,272,968
2	Rehab Health and Science Labs	2,000,000
3	IVY TECH COMMUNITY COLLEGE	
4	General Repair and Rehab	2,287,041
5	A&E Phase 2 - Bloomington	250,000

6

7 **SECTION 33. [EFFECTIVE JULY 1, 2007]**

8

9 The budget agency may employ one (1) or more architects or engineers to inspect  
 10 construction, rehabilitation, and repair projects covered by the appropriations in  
 11 this act or previous acts.

12

13 **SECTION 34. [EFFECTIVE JULY 1, 2007]**

14

15 If any part of a construction or rehabilitation and repair appropriation made by  
 16 this act or any previous acts has not been allotted or encumbered before the expiration  
 17 of two (2) biennia, the budget agency may determine that the balance of the appropriation  
 18 is not available for allotment. The appropriation may be terminated, and the balance  
 19 may revert to the fund from which the original appropriation was made.

20

21 **SECTION 35. [EFFECTIVE UPON PASSAGE]**

22

23 The budget agency may retain balances in the mental health fund at the end of any  
 24 fiscal year to ensure there are sufficient funds to meet the service needs of the  
 25 developmentally disabled and the mentally ill in any year.

26

27 **SECTION 36. [EFFECTIVE JULY 1, 2007]**

28

29 If the budget director determines at any time during the biennium that the executive branch  
 30 of state government cannot meet its statutory obligations due to insufficient funds in the general  
 31 fund, then notwithstanding IC 4-10-18, the budget agency, with the approval of the governor and  
 32 after review by the budget committee, may transfer from the counter-cyclical revenue and  
 33 economic stabilization fund to the general fund an amount necessary to maintain a positive  
 34 balance in the general fund.

35

36 **SECTION 37. IC 4-10-18-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON**  
 37 **PASSAGE]:** Sec. 8. (a) Except as provided in subsection (b), if the balance, at the end of a state fiscal  
 38 year, in the fund exceeds ~~seven ten percent (7%)~~ **(10%)** of the total state general fund revenues for  
 39 that state fiscal year, the excess is appropriated from the fund to the property tax replacement fund  
 40 ~~established under IC 6-1.1-21.~~ **(before January 1, 2008) or to the state general fund (after**  
 41 **December 31, 2007).** The auditor of state and the treasurer of state shall transfer the amount so  
 42 appropriated from the fund to the property tax replacement fund **(before January 1, 2008) or to the**  
 43 **state general fund (after December 31, 2007)** during the immediately following state fiscal year.

44 (b) If an appropriation is made out of the fund under section 4 of this chapter for a state fiscal year  
 45 during which a transfer is to be made from the fund to the property tax replacement fund **or state**  
 46 **general fund**, the amount of the appropriation made under subsection (a) shall be reduced by the  
 47 amount of the appropriation made under section 4 of this chapter. However, the amount of the  
 48 appropriation made under subsection (a) may not be reduced to less than zero (0).



1 SECTION 38. IC 4-12-13 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO  
2 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]:

3 **Chapter 13. Review of Certain Contracts for Services**

4 **Sec. 1.** As used in this chapter, "state agency" has the meaning set forth in IC 4-13-1-1(b).

5 **Sec. 2. (a)** This section applies only to a contract or an agreement:

6 (1) that is first entered into by:

7 (A) a state agency; and

8 (B) a private contractor or private vendor;

9 after June 30, 2007;

10 (2) in which the initial term of the contract or agreement plus the term of any possible  
11 renewal or extension periods is at least four (4) years;

12 (3) under which the amount to be paid by the state agency during the initial term of the  
13 contract or agreement plus the term of any possible renewal or extension periods:

14 (A) is at least ten million dollars (\$10,000,000); or

15 (B) is estimated by the state agency to be at least ten million dollars (\$10,000,000); and

16 (4) under which the private contractor or private vendor will provide services that before  
17 the effective date of the contract or agreement are provided directly by the employees of  
18 the state agency.

19 (b) In addition to any other requirements that must be satisfied, a state agency may not enter  
20 into a contract or an agreement described in subsection (a) unless the following requirements  
21 are satisfied:

22 (1) At least thirty (30) days before entering into the contract or agreement, the state agency  
23 must conduct at least one (1) public hearing on the contract or agreement. The state agency  
24 must allow public comments and testimony at the public hearing. The public hearing must  
25 be held in compliance with IC 5-14-1.5.

26 (2) Either of the following occurs:

27 (A) At least thirty (30) days before the state agency enters into the contract or  
28 agreement, the budget committee makes a recommendation to the budget agency  
29 concerning the contract or agreement.

30 (B) The budget committee does not make a recommendation concerning the contract or  
31 agreement within thirty (30) days after the chairman of the budget committee is  
32 requested by the budget agency to make a recommendation.

33 **Sec. 3. (a)** In addition to any other requirements that must be satisfied, a state agency may  
34 have the employees of the state agency directly provide services that are provided by a private  
35 contractor or private vendor under a contract or an agreement described in section 2(a) of this  
36 chapter only if the following requirements are satisfied:

37 (1) At least thirty (30) days before the employees of the state agency begin directly  
38 providing the services, the state agency must conduct at least one (1) public hearing  
39 concerning the provision of the services by the employees of the state agency. The state  
40 agency must allow public comments and testimony at the public hearing. The public  
41 hearing must be held in compliance with IC 5-14-1.5.

42 (2) Either of the following occurs:

43 (A) At least thirty (30) days before employees of the state agency begin directly  
44 providing services, the budget committee makes a recommendation to the budget agency  
45 concerning the provision of the services by the employees of the state agency.

46 (B) The budget committee does not make a recommendation concerning the provision  
47 of the services by the employees of the state agency within thirty (30) days after the  
48 chairman of the budget committee is requested by the budget agency to make a



1           **recommendation.**

2           **(b) A state agency is not required to comply with the requirements of subsection (a) if the**  
3 **director or other administrative head of the state agency declares that an emergency exists that**  
4 **requires the employees of the state agency to directly provide the services that were provided**  
5 **by a private contractor or private vendor.**

6           SECTION 39. IC 4-33-1-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
7 2007]: Sec. 1. This article applies only to the following:

8           (1) Counties contiguous to Lake Michigan.

9           (2) ~~Counties~~ **A county that is:**

10           **(A) contiguous to the Ohio River; and**

11           **(B) described in IC 4-33-6-1(a)(5).**

12           (3) A county that contains a historic hotel district.

13           SECTION 40. IC 4-33-6-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
14 2007]: Sec. 1. (a) The commission may issue to a person a license to own a riverboat subject to the  
15 numerical and geographical limitation of owner's licenses under this section, section 3.5 of this  
16 chapter, and IC 4-33-4-17. However, not more than ten (10) owner's licenses may be in effect at any  
17 time. Except as provided in subsection (b), those ten (10) licenses are as follows:

18           (1) Two (2) licenses for a riverboat that operates from the largest city located in the counties  
19 described under IC 4-33-1-1(1).

20           (2) One (1) license for a riverboat that operates from the second largest city located in the  
21 counties described under IC 4-33-1-1(1).

22           (3) One (1) license for a riverboat that operates from the third largest city located in the counties  
23 described under IC 4-33-1-1(1).

24           (4) One (1) license for a city located in the counties described under IC 4-33-1-1(1). This license  
25 may not be issued to a city described in subdivisions (1) through (3).

26           (5) A total of five (5) licenses for riverboats that operate upon the Ohio River from **the following**  
27 **counties: ~~described under IC 4-33-1-1(2).~~**

28           **(A) Vanderburgh County.**

29           **(B) Harrison County.**

30           **(C) Switzerland County.**

31           **(D) Ohio County.**

32           **(E) Dearborn County.**

33           The commission may not issue a license to an applicant if the issuance of the license would result  
34 in more than one (1) riverboat operating from a county described in ~~IC 4-33-1-1(2)~~. **this**  
35 **subdivision.**

36           (b) If a city described in subsection (a)(2) or (a)(3) conducts two (2) elections under section 20 of  
37 this chapter, and the voters of the city do not vote in favor of permitting riverboat gambling at either  
38 of those elections, the license assigned to that city under subsection (a)(2) or (a)(3) may be issued to  
39 any city that:

40           (1) does not already have a riverboat operating from the city; and

41           (2) is located in a county described in IC 4-33-1-1(1).

42           (c) In addition to its power to issue owner's licenses under subsection (a), the commission may also  
43 enter into a contract under IC 4-33-6.5 with respect to the operation of one (1) riverboat on behalf of  
44 the commission in a historic hotel district.

45           **(d) A person holding an owner's license may not move the person's riverboat from the county**  
46 **in which the riverboat was docked on January 1, 2007, to any other county.**

47           SECTION 41. IC 4-33-12-6, AS AMENDED BY P.L.4-2005, SECTION 23, IS AMENDED TO  
48 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 6. (a) The department shall place in the



1 state general fund the tax revenue collected under this chapter.

2 (b) Except as provided by subsections (c) and (d) and IC 6-3.1-20-7, the treasurer of state shall  
3 quarterly pay the following amounts:

4 (1) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the  
5 licensed owner for each person embarking on a gambling excursion during the quarter or  
6 admitted to a riverboat that has implemented flexible scheduling under IC 4-33-6-21 during the  
7 quarter shall be paid to:

8 (A) the city in which the riverboat is docked, if the city:

9 (i) is located in a county having a population of more than one hundred ten thousand  
10 (110,000) but less than one hundred fifteen thousand (115,000); or

11 (ii) is contiguous to the Ohio River and is the largest city in the county; and

12 (B) the county in which the riverboat is docked, if the riverboat is not docked in a city  
13 described in clause (A).

14 (2) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the  
15 licensed owner for each person:

16 (A) embarking on a gambling excursion during the quarter; or

17 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under  
18 IC 4-33-6-21;

19 shall be paid to the county in which the riverboat is docked. In the case of a county described in  
20 subdivision (1)(B), this one dollar (\$1) is in addition to the one dollar (\$1) received under  
21 subdivision (1)(B).

22 (3) Except as provided in subsection (k), ten cents (\$0.10) of the admissions tax collected by the  
23 licensed owner for each person:

24 (A) embarking on a gambling excursion during the quarter; or

25 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under  
26 IC 4-33-6-21;

27 shall be paid to the county convention and visitors bureau or promotion fund for the county in  
28 which the riverboat is docked.

29 (4) Except as provided in subsection (k), fifteen cents (\$0.15) of the admissions tax collected by  
30 the licensed owner for each person:

31 (A) embarking on a gambling excursion during the quarter; or

32 (B) admitted to a riverboat during a quarter that has implemented flexible scheduling under  
33 IC 4-33-6-21;

34 shall be paid to the state fair commission, for use in any activity that the commission is  
35 authorized to carry out under IC 15-1.5-3.

36 (5) Except as provided in subsection (k), ten cents (\$0.10) of the admissions tax collected by the  
37 licensed owner for each person:

38 (A) embarking on a gambling excursion during the quarter; or

39 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under  
40 IC 4-33-6-21;

41 shall be paid to the division of mental health and addiction. The division shall allocate at least  
42 twenty-five percent (25%) of the funds derived from the admissions tax to the prevention and  
43 treatment of compulsive gambling.

44 (6) Except as provided in subsection (k), sixty-five cents (\$0.65) of the admissions tax collected  
45 by the licensed owner for each person embarking on a gambling excursion during the quarter or  
46 admitted to a riverboat during the quarter that has implemented flexible scheduling under IC  
47 4-33-6-21 shall be paid to the Indiana horse racing commission to be distributed as follows, in  
48 amounts determined by the Indiana horse racing commission, for the promotion and operation



of horse racing in Indiana:

(A) To one (1) or more breed development funds established by the Indiana horse racing commission under IC 4-31-11-10.

(B) To a racetrack that was approved by the Indiana horse racing commission under IC 4-31. The commission may make a grant under this clause only for purses, promotions, and routine operations of the racetrack. No grants shall be made for long term capital investment or construction, and no grants shall be made before the racetrack becomes operational and is offering a racing schedule.

(c) With respect to tax revenue collected from a riverboat located in a historic hotel district, the treasurer of state shall quarterly pay the following amounts:

(1) Twenty-five percent (25%) of the admissions tax collected during the quarter shall be paid to the county treasurer of the county in which the riverboat is docked. The county treasurer shall distribute the money received under this subdivision as follows:

(A) Twenty percent (20%) shall be quarterly distributed to the county treasurer of a county having a population of more than thirty-nine thousand six hundred (39,600) but less than forty thousand (40,000) for appropriation by the county fiscal body after receiving a recommendation from the county executive. The county fiscal body for the receiving county shall provide for the distribution of the money received under this clause to one (1) or more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after receiving a recommendation from the county executive.

(B) Twenty percent (20%) shall be quarterly distributed to the county treasurer of a county having a population of more than ten thousand seven hundred (10,700) but less than twelve thousand (12,000) for appropriation by the county fiscal body. The county fiscal body for the receiving county shall provide for the distribution of the money received under this clause to one (1) or more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after receiving a recommendation from the county executive.

(C) Sixty percent (60%) shall be retained by the county where the riverboat is docked for appropriation by the county fiscal body after receiving a recommendation from the county executive. The county fiscal body shall provide for the distribution of part or all of the money received under this clause to the following under a formula established by the county fiscal body:

(i) A town having a population of more than two thousand two hundred (2,200) but less than three thousand five hundred (3,500) located in a county having a population of more than nineteen thousand three hundred (19,300) but less than twenty thousand (20,000).

(ii) A town having a population of more than three thousand five hundred (3,500) located in a county having a population of more than nineteen thousand three hundred (19,300) but less than twenty thousand (20,000).

(2) Sixteen percent (16%) of the admissions tax collected during the quarter shall be paid in equal amounts to each town that:

(A) is located in the county in which the riverboat docks; and

(B) contains a historic hotel.

The town council shall appropriate a part of the money received by the town under this subdivision to the budget of the town's tourism commission.

(3) Nine percent (9%) of the admissions tax collected during the quarter shall be paid to the historic hotel preservation commission established under IC 36-7-11.5.

(4) Twenty-five percent (25%) of the admissions tax collected during the quarter shall be paid to the West Baden Springs historic hotel preservation and maintenance fund established by IC



36-7-11.5-11(b).

(5) Twenty-five percent (25%) of the admissions tax collected during the quarter shall be paid to the Indiana economic development corporation to be used by the corporation for the development and implementation of a regional economic development strategy to assist the residents of the county in which the riverboat is located and residents of contiguous counties in improving their quality of life and to help promote successful and sustainable communities. The regional economic development strategy must include goals concerning the following issues:

(A) Job creation and retention.

(B) Infrastructure, including water, wastewater, and storm water infrastructure needs.

(C) Housing.

(D) Workforce training.

(E) Health care.

(F) Local planning.

(G) Land use.

(H) Assistance to regional economic development groups.

(I) Other regional development issues as determined by the Indiana economic development corporation.

(d) With respect to tax revenue collected from a riverboat that operates from a county having a population of more than four hundred thousand (400,000) but less than seven hundred thousand (700,000), the treasurer of state shall quarterly pay the following amounts:

(1) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21;

shall be paid to the city in which the riverboat is docked.

(2) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21;

shall be paid to the county in which the riverboat is docked.

(3) Except as provided in subsection (k), ~~nine cents (\$0.09)~~ **eight cents (\$0.08)** of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21;

shall be paid to the county convention and visitors bureau or promotion fund for the county in which the riverboat is docked.

(4) Except as provided in subsection (k), ~~one cent (\$0.01)~~ **two cents (\$0.02)** of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21;

shall be paid to the northwest Indiana law enforcement training center.

(5) Except as provided in subsection (k), fifteen cents (\$0.15) of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or





(B) admitted to a riverboat during a quarter that has implemented flexible scheduling under IC 4-33-6-21; shall be paid to the state fair commission for use in any activity that the commission is authorized to carry out under IC 15-1.5-3.

(6) Except as provided in subsection (k), ten cents (\$0.10) of the admissions tax collected by the licensed owner for each person:

- (A) embarking on a gambling excursion during the quarter; or
- (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21;

shall be paid to the division of mental health and addiction. The division shall allocate at least twenty-five percent (25%) of the funds derived from the admissions tax to the prevention and treatment of compulsive gambling.

(7) Except as provided in subsection (k), sixty-five cents (\$0.65) of the admissions tax collected by the licensed owner for each person embarking on a gambling excursion during the quarter or admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21 shall be paid to the Indiana horse racing commission to be distributed as follows, in amounts determined by the Indiana horse racing commission, for the promotion and operation of horse racing in Indiana:

- (A) To one (1) or more breed development funds established by the Indiana horse racing commission under IC 4-31-11-10.
- (B) To a racetrack that was approved by the Indiana horse racing commission under IC 4-31. The commission may make a grant under this clause only for purses, promotions, and routine operations of the racetrack. No grants shall be made for long term capital investment or construction, and no grants shall be made before the racetrack becomes operational and is offering a racing schedule.

(e) Money paid to a unit of local government under subsection (b)(1) through (b)(2), (c)(1) through (c)(2), or (d)(1) through (d)(2):

- (1) must be paid to the fiscal officer of the unit and may be deposited in the unit's general fund or riverboat fund established under IC 36-1-8-9, or both;
- (2) may not be used to reduce the unit's maximum levy under IC 6-1.1-18.5 but may be used at the discretion of the unit to reduce the property tax levy of the unit for a particular year;
- (3) may be used for any legal or corporate purpose of the unit, including the pledge of money to bonds, leases, or other obligations under IC 5-1-14-4; and
- (4) is considered miscellaneous revenue.

(f) Money paid by the treasurer of state under subsection (b)(3) or (d)(3) shall be:

- (1) deposited in:
  - (A) the county convention and visitor promotion fund; or
  - (B) the county's general fund if the county does not have a convention and visitor promotion fund; and
- (2) used only for the tourism promotion, advertising, and economic development activities of the county and community.

(g) Money received by the division of mental health and addiction under subsections (b)(5) and (d)(6):

- (1) is annually appropriated to the division of mental health and addiction;
- (2) shall be distributed to the division of mental health and addiction at times during each state fiscal year determined by the budget agency; and
- (3) shall be used by the division of mental health and addiction for programs and facilities for the prevention and treatment of addictions to drugs, alcohol, and compulsive gambling, including the



creation and maintenance of a toll free telephone line to provide the public with information about these additions. The division shall allocate at least twenty-five percent (25%) of the money received to the prevention and treatment of compulsive gambling.

(h) This subsection applies to the following:

- (1) Each entity receiving money under subsection (b).
- (2) Each entity receiving money under subsection (d)(1) through (d)(2).
- (3) Each entity receiving money under subsection (d)(5) through (d)(7).

The treasurer of state shall determine the total amount of money paid by the treasurer of state to an entity subject to this subsection during the state fiscal year 2002. The amount determined under this subsection is the base year revenue for each entity subject to this subsection. The treasurer of state shall certify the base year revenue determined under this subsection to each entity subject to this subsection.

(i) This subsection applies to an entity receiving money under subsection (d)(3) or (d)(4). The treasurer of state shall determine the total amount of money paid by the treasurer of state to the entity described in subsection (d)(3) during state fiscal year 2002. The amount determined under this subsection multiplied by nine-tenths (0.9) is the base year revenue for the entity described in subsection (d)(3). The amount determined under this subsection multiplied by one-tenth (0.1) is the base year revenue for the entity described in subsection (d)(4). The treasurer of state shall certify the base year revenue determined under this subsection to each entity subject to this subsection.

(j) This subsection does not apply to an entity receiving money under subsection (c). For state fiscal years beginning after June 30, 2002, the total amount of money distributed to an entity under this section during a state fiscal year may not exceed the entity's base year revenue as determined under subsection (h) or (i). If the treasurer of state determines that the total amount of money distributed to an entity under this section during a state fiscal year is less than the entity's base year revenue, the treasurer of state shall make a supplemental distribution to the entity under IC 4-33-13-5(g).

(k) This subsection does not apply to an entity receiving money under subsection (c). For state fiscal years beginning after June 30, 2002, the treasurer of state shall pay that part of the riverboat admissions taxes that:

- (1) exceed a particular entity's base year revenue; and
- (2) would otherwise be due to the entity under this section;

to the property tax replacement fund instead of to the entity.

**SECTION 42. IC 5-10-1.1-3.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 3.5. (a) This section applies to an individual who becomes an employee of the state after June 30, 2007.**

**(b) Unless an employee notifies the state that the employee does not want to enroll in the deferred compensation plan, on day thirty-one (31) of the employee's employment:**

- (1) the employee is automatically enrolled in the deferred compensation plan; and**
- (2) the state is authorized to begin deductions as otherwise allowed under this chapter.**

**(c) The auditor of state shall provide written notice to an employee of the provisions of this chapter. The notice provided under this subsection must:**

- (1) be provided:**
  - (A) with the employee's first paycheck; and**
  - (B) on paper that is a color that is separate and distinct from the color of the employee's paycheck;**
- (2) contain a statement concerning:**
  - (A) the purposes of;**
  - (B) procedures for notifying the state that the employee does not want to enroll in;**
  - (C) the tax consequences of;**



1           (D) the details of the state match for employee contribution to;  
2           the deferred compensation plan;  
3           (3) list the telephone number, electronic mail address, and other contact information for  
4           the auditor of state, who serves as plan administrator.

5           (d) Notwithstanding IC 22-2-6, except as provided by subsection (c), the state shall deduct  
6           from an employee's compensation as a contribution to the deferred compensation plan  
7           established by the state under this chapter an amount equal to the maximum amount of any  
8           match provided by the state on behalf of the employee to a defined contribution plan established  
9           under section 1.5(a) of this chapter.

10          (e) An employee may contribute to the deferred compensation plan established by the state  
11          under this chapter an amount other than the amount described in subsection (d) by affirmatively  
12          choosing to contribute:

13           (1) a higher amount;  
14           (2) a lower amount; or  
15           (3) zero (0).

16          (f) The deferred compensation committee established by section 4 of this chapter shall adopt  
17          rules under IC 4-22-2 that it considers necessary or appropriate to implement this section.

18          SECTION 43. IC 5-10.1-2-9 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
19          READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2007 (RETROACTIVE)]: **Sec. 9. (a) The**  
20          **agreement shall be modified to exclude services performed by an election official or an election**  
21          **worker for calendar year 2007 in which the remuneration paid for such services is less than one**  
22          **thousand three hundred dollars (\$1,300), and for each calendar year after 2007 in which the**  
23          **remuneration paid is less than the adjusted amount, as described in subsection (b), beginning**  
24          **with services performed in the year that this modification was mailed or delivered by other**  
25          **means to the Commissioner of Social Security.**

26          (b) The one thousand three hundred dollar (\$1,300) limit on the excludable amount of  
27          remuneration paid in a calendar year for the services specified in this modification will be  
28          subject to adjustment for calendar years after 2007 to reflect changes in wages in the economy  
29          without any further modification of the agreement, with respect to such services performed  
30          during such calendar years, in accordance with Section 218(c)(8)(B) of the Social Security Act.

31          (c) This exclusion applies to all coverage groups of the state and its political subdivisions  
32          currently (as of the date this modification is executed), including under this agreement and to  
33          which the agreement is hereafter made applicable.

34          SECTION 44. IC 5-13-5-6 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
35          READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 6. Public funds may not be used to**  
36          **conduct embryonic stem cell research.**

37          SECTION 45. IC 5-13-6-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
38          2007]: **Sec. 1. (a) All public funds paid into the treasury of the state or the treasuries of the respective**  
39          **political subdivisions shall be deposited not later than the business day following the receipt of funds**  
40          **on business days of the depository in one (1) or more depositories in the name of the state or political**  
41          **subdivision by the officer having control of the funds.**

42          (b) Except as provided in ~~subsection (d)~~, **subsections (d), (f) and (g)**, all public funds collected by  
43          state officers, other than the treasurer of state, shall be deposited with the treasurer of state, or an  
44          approved depository selected by the treasurer of state not later than the business day following the  
45          receipt of the funds. The treasurer of state shall deposit daily on business days of the depository all  
46          public funds deposited with the treasurer of state. Deposits do not relieve any state officer from the  
47          duty of maintaining a cashbook under IC 5-13-5-1.

48          (c) Except as provided in subsection (d), all local officers, except township trustees, who collect



1 public funds of their respective political subdivisions, shall deposit funds not later than the business  
2 day following the receipt of funds on business days of the depository in the depository or depositories  
3 selected by the several local boards of finance that have jurisdiction of the funds. The public funds  
4 collected by township trustees shall be deposited in the designated depository on or before the first and  
5 fifteenth day of each month. Public funds deposited under this subsection shall be deposited in the  
6 same form in which they were received.

7 (d) A city (other than a consolidated city) or a town shall deposit funds not later than the next  
8 business day following the receipt of the funds in depositories:

9 (1) selected by the city or town as provided in an ordinance adopted by the city or the town; and

10 (2) approved as depositories of state funds.

11 (e) All local investment officers shall reconcile at least monthly the balance of public funds, as  
12 disclosed by the records of the local officers, with the balance statements provided by the respective  
13 depositories.

14 (f) An office of:

15 (1) the department of natural resources; or

16 (2) the department of state revenue;

17 that is detached from the main office of the department is not required to deposit funds on the business  
18 day following receipt if the funds on hand do not exceed one hundred dollars (\$100). However, the  
19 office must deposit the funds on hand not later than the business day following the day that the funds  
20 exceed one hundred dollars (\$100).

21 **(g) An office of the legislative branch of state government is not required to deposit funds on**  
22 **the business day following receipt if the funds on hand do not exceed one hundred dollars (\$100).**  
23 **However, the office must deposit the funds on hand not later than the business day following the**  
24 **day that the funds exceed one hundred dollars (\$100).**

25 SECTION 46. IC 6-1.1-21-10, AS AMENDED BY P.L.159-2006, SECTION 1, IS AMENDED TO  
26 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 10. (a) There is established a property  
27 tax replacement fund board to consist of the commissioner of the department, the commissioner of the  
28 department of local government finance, the director of the budget agency, and two (2) ex officio  
29 nonvoting representatives of the general assembly of the state of Indiana. The speaker of the house of  
30 representatives shall appoint one (1) member of the house as one (1) of the ex officio nonvoting  
31 representatives, and the president pro tempore of the senate shall appoint one (1) senator as the other  
32 ex officio nonvoting representative, each to serve at the will of the appointing officer. The  
33 commissioner of the department shall be the chairman of the board, and the director of the budget  
34 agency shall be the secretary of the board.

35 (b) The schedule to be used in making distributions to county treasurers during the periods set forth  
36 in section 4(b) of this chapter is as follows:

37	January	0.00%
38	February	0.00%
39	March	16.70%
40	April	16.70%
41	May	<del>6.20%</del> 16.60%
42	June	0.00%
43	July	<del>10.40%</del> 0.00%
44	August	0.00%
45	September	16.70%
46	October	16.70%
47	November	16.60%
48	December	0.00%



1 The board may authorize the department to distribute the estimated distributions to counties earlier  
2 than what is required under section 4(b) of this chapter.

3 (c) The board is also authorized to transfer funds from the property tax replacement fund for the  
4 purpose of providing state tuition support distributions to school corporations as provided in  
5 IC 20-20-33 and IC 20-43.

6 SECTION 47. IC 6-3-1-11, AS AMENDED BY P.L.184-2006, SECTION 4, IS AMENDED TO  
7 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2007 (RETROACTIVE)]: Sec. 11. (a) The term  
8 "Internal Revenue Code" means the Internal Revenue Code of 1986 of the United States as amended  
9 and in effect on January 1, ~~2006~~ 2007.

10 (b) Whenever the Internal Revenue Code is mentioned in this article, the particular provisions that  
11 are referred to, together with all the other provisions of the Internal Revenue Code in effect on January  
12 1, ~~2006~~ 2007, that pertain to the provisions specifically mentioned, shall be regarded as incorporated  
13 in this article by reference and have the same force and effect as though fully set forth in this article.  
14 To the extent the provisions apply to this article, regulations adopted under Section 7805(a) of the  
15 Internal Revenue Code and in effect on January 1, ~~2006~~ 2007, shall be regarded as rules adopted by  
16 the department under this article, unless the department adopts specific rules that supersede the  
17 regulation.

18 (c) An amendment to the Internal Revenue Code made by an act passed by Congress before January  
19 1, ~~2006~~ 2007, that is effective for any taxable year that began before January 1, ~~2006~~ 2007, and that  
20 affects:

- 21 (1) individual adjusted gross income (as defined in Section 62 of the Internal Revenue Code);
- 22 (2) corporate taxable income (as defined in Section 63 of the Internal Revenue Code);
- 23 (3) trust and estate taxable income (as defined in Section 641(b) of the Internal Revenue Code);
- 24 (4) life insurance company taxable income (as defined in Section 801(b) of the Internal Revenue
- 25 Code);
- 26 (5) mutual insurance company taxable income (as defined in Section 821(b) of the Internal
- 27 Revenue Code); or
- 28 (6) taxable income (as defined in Section 832 of the Internal Revenue Code);

29 is also effective for that same taxable year for purposes of determining adjusted gross income under  
30 section 3.5 of this chapter.

31 SECTION 48. IC 6-3.1-30.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO  
32 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2007 (RETROACTIVE)]:

33 **Chapter 30.5. School Scholarship Tax Credit**

34 **Sec. 1. As used in this chapter, "credit" refers to a credit granted under this chapter.**

35 **Sec. 2. As used in this chapter, "school scholarship program" refers to a grant program that**  
36 **is certified as a school scholarship program by the department of education under IC 20-50.**

37 **Sec. 3. As used in this chapter, "pass through entity" means:**

- 38 (1) a corporation that is exempt from the adjusted gross income tax under IC 6-3-2-2.8(2);
- 39 (2) a partnership;
- 40 (3) a limited liability company; or
- 41 (4) a limited liability partnership.

42 **Sec. 4. As used in this chapter, "scholarship granting organization" refers to an organization**  
43 **that:**

- 44 (1) is exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue
- 45 Code; and
- 46 (2) conducts a school scholarship program.

47 **Sec. 5. As used in this chapter, "state tax liability" means a taxpayer's total tax liability that**  
48 **is incurred under:**



1 (1) IC 6-3-1 through IC 6-3-7 (the adjusted gross income tax);  
2 (2) IC 6-5.5 (the financial institutions tax); and  
3 (3) IC 27-1-18-2 (the insurance premiums tax);  
4 as computed after the application of the credits that under IC 6-3.1-1-2 are to be applied before  
5 the credit provided by this chapter.

6 Sec. 6. As used in this chapter, "taxpayer" means an individual or entity that has any state  
7 tax liability.

8 Sec. 7. A taxpayer that makes a charitable contribution to a scholarship granting organization  
9 for use by the scholarship granting organization in a school scholarship program is entitled to  
10 a credit against the taxpayer's tax liability in the taxable year in which the taxpayer makes the  
11 charitable contribution.

12 Sec. 8. The amount of a taxpayer's credit is equal to thirty-five percent (35%) of the amount  
13 of the charitable contribution made to the scholarship granting organization for a school  
14 scholarship program.

15 Sec. 9. A taxpayer is not entitled to a carryover, carryback, or refund of an unused credit.

16 Sec. 10. (a) If:

17 (1) a pass through entity does not have state tax liability against which the credit may be  
18 applied; and

19 (2) the pass through entity would be eligible for a credit if the pass through entity were a  
20 taxpayer;

21 a shareholder, partner, or member of the pass through entity is entitled to a credit under this  
22 chapter.

23 (b) The amount of the credit to which a shareholder, partner, or member of a pass through  
24 entity is entitled is equal to:

25 (1) the credit determined for the pass through entity for the taxable year; multiplied by

26 (2) the percentage of the pass through entity's distributive income to which the shareholder,  
27 partner, or member is entitled.

28 Sec. 11. To apply a credit against the taxpayer's state tax liability, a taxpayer must claim the  
29 credit on the taxpayer's annual state tax return or returns in the manner prescribed by the  
30 department. The taxpayer shall submit to the department the information that the department  
31 determines is necessary for the department to determine whether the taxpayer is eligible for the  
32 credit.

33 Sec. 12. A charitable contribution shall be treated as having been given for a school  
34 scholarship program if the charitable contribution is given to a scholarship granting  
35 organization that conducts a school scholarship program and either the:

36 (1) taxpayer designates in a writing delivered to the scholarship granting organization not  
37 later than the date the charitable contribution is made that the charitable contribution is  
38 to be used only for a school scholarship program; or

39 (2) scholarship granting organization provides the taxpayer with written confirmation that  
40 the charitable contribution will be dedicated for use in a school scholarship program.

41 Sec. 13. The total amount of tax credits awarded under this chapter may not exceed five  
42 million dollars (\$5,000,000) in any state fiscal year.

43 Sec. 14. The department shall provide on the Internet web site used by the department the  
44 following information:

45 (1) The application for the credit provided in this chapter.

46 (2) A timeline for receiving the credit provided in this chapter.

47 (3) The total amount of credits awarded under this chapter during the current calendar  
48 year.



1 SECTION 49. IC 6-8-12 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO  
2 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

3 **Chapter 12. Eligible Event; Exemption from Taxation**

4 **Sec. 1. As used in this chapter, "eligible entity" means the following:**

5 (1) A nonprofit trade association under Section 501(c)(6) of the Internal Revenue Code  
6 known as the National Football League.

7 (2) Any corporation, partnership, limited liability company, or other entity owned or  
8 controlled by the entity described in subdivision (1).

9 (3) Any member club of the entity described in subdivision (1).

10 (4) Any nonprofit charitable organization affiliated with the entity described in subdivision  
11 (1).

12 **Sec. 2. As used in this chapter, "eligible event" means an event known as the Super Bowl that**  
13 **is conducted by the entity described in section 1(1) of this chapter.**

14 **Sec. 3. All property owned by an eligible entity, revenues of an eligible entity, and**  
15 **expenditures and transactions of an eligible entity:**

16 (1) in connection with an eligible event; and

17 (2) resulting from holding an eligible event in Indiana or making preparatory advance visits  
18 to Indiana in connection with an eligible event;

19 **are exempt from taxation in Indiana for all purposes.**

20 **Sec. 4. The excise tax under IC 6-9-13 does not apply to an eligible event.**

21 **Sec. 5. The general assembly finds that:**

22 (1) this chapter has been enacted as a requirement to host an eligible event in Indiana and  
23 that an eligible event would not be held in Indiana without the exemptions provided in this  
24 chapter;

25 (2) notwithstanding the exemptions provided in this chapter, an eligible event held in  
26 Indiana would generate a significant economic impact for Indiana and additional revenues  
27 from taxes affected by this chapter; and

28 (3) the exemptions provided in this chapter will not reduce or adversely affect the levy and  
29 collection of taxes pledged to the payment of bonds, notes, leases, or subleases payable from  
30 those taxes.

31 SECTION 50. IC 7.1-2-2-13 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
32 2007]: Sec. 13. (a) The alcohol and tobacco commission shall categorize salaries of enforcement  
33 officers within each rank based upon the rank held and the number of years of service in the  
34 commission through the ~~tenth~~ **twentieth** year. The salary ranges that the board assigns to each rank  
35 shall be divided into a base salary and ~~ten (10)~~ **twenty (20)** increments above the base salary with:

36 (1) the base salary in the rank paid to a person with less than one (1) year of service in the  
37 commission; and

38 (2) the highest salary in the rank paid to a person with at least ~~ten (10)~~ **twenty (20)** years of  
39 service in the commission.

40 ~~(b) For purposes of creating the salary matrix prescribed by this section, the alcohol and tobacco~~  
41 ~~commission may not approve salary ranges for any rank that are less than the salary ranges effective~~  
42 ~~for that rank on January 1, 1995.~~

43 ~~(c) (b)~~ The salary matrix prescribed by this section shall be reviewed and approved by the budget  
44 agency before implementation.

45 ~~(d) The money needed to fund the salaries resulting from the matrix prescribed by this section shall~~  
46 ~~come from the state general fund.~~

47 ~~(e) (c)~~ The salary matrix prescribed by this section must have parity with the salary matrix  
48 prescribed by the natural resources commission under IC 14-9-8 for conservation officers of the



department of natural resources. The budget agency shall approve a salary matrix that meets the parity requirement of this subsection.

SECTION 51. IC 10-11-2-13 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 13. (a) The board shall categorize salaries of police employees within each rank based upon the rank held and the number of years of service in the department through the ~~tenth~~ **twentieth** year. The salary ranges the board assigns to each rank shall be divided into a base salary and ~~ten~~ **(10)** ~~twenty~~ **(20)** increments above the base salary, with:

(1) the base salary in the rank paid to a person with less than one (1) year of service in the department; and

(2) the highest salary in the rank paid to a person with at least ~~ten~~ **(10)** ~~twenty~~ **(20)** years of service in the department.

(b) For purposes of creating the salary matrix prescribed by this section, the board may not approve salary ranges for any rank that are less than the salary ranges effective for that rank on January 1, 1995.

(c) (b) The salary matrix prescribed by this section shall be reviewed and approved by the budget agency before implementation.

SECTION 52. IC 14-9-8-28 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 28. (a) The natural resources commission shall categorize salaries of enforcement officers within each rank based upon the rank held and the number of years of service in the department through the ~~tenth~~ **twentieth** year. The salary ranges that the commission assigns to each rank shall be divided into a base salary and ~~ten~~ **(10)** ~~twenty~~ **(20)** increments above the base salary with:

(1) the base salary in the rank paid to a person with less than one (1) year of service in the department; and

(2) the highest salary in the rank paid to a person with at least ~~ten~~ **(10)** ~~twenty~~ **(20)** years of service in the department.

(b) For purposes of creating the salary matrix prescribed by this section, the natural resources commission may not approve salary ranges for any rank that are less than the salary ranges effective for that rank on January 1, 1995.

(c) (b) The salary matrix prescribed by this section shall be reviewed and approved by the state budget agency before implementation.

(d) (c) The salaries for law enforcement officers of the law enforcement division of the department must be equal to the salaries of police employees of the state police department under IC 10-11-2-13, based upon years of service in the department and rank held.

(e) The money needed to fund the salaries resulting from the matrix prescribed by this section shall come from the appropriation from the professional and technical equity fund.

(f) (d) The requirement of subsection (d) (c) does not affect:

(1) any rights or liabilities accrued; or

(2) any proceedings begun;

on or before June 30, 1999. Those rights, liabilities, and proceedings continue and shall be imposed and enforced under prior civil law and procedure as if the requirement of subsection (d) (c) had not been enacted.

SECTION 53. IC 20-12-21.1-4 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 4. Funds received under the loan program shall be deposited with the treasurer of state in a separate account known as the "student loan program fund". The money remaining in the student loan program fund at the end of a state fiscal year does not revert to the state general fund **but remains available to be used for providing student loans under this chapter**. After consultation with the program director of the loan program appointed under IC 20-12-21-5.5, the treasurer shall invest the funds. Any income earned on amount so invested is part of the fund.





1 SECTION 54. IC 20-12-21.9-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
2 2007]: Sec. 5. (a) The commission shall administer the fund.

3 (b) The expenses of administering the fund shall be paid from money in the fund.

4 (c) The treasurer of state shall invest the money in the fund not currently needed to meet the  
5 obligations of the fund in the same manner as other public funds. Interest that accrues from those  
6 investments shall be deposited in the fund.

7 (d) Money in the fund at the end of a fiscal year does not revert to the state general fund **but**  
8 **remains available to be used for providing money for nursing scholarships under this chapter.**

9 SECTION 55. IC 20-12-22.1-8 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
10 2007]: Sec. 8. (a) The part-time student grant fund is established to make awards authorized under this  
11 chapter to eligible applicants.

12 (b) The fund consists of the following:

13 (1) Appropriations made by the general assembly.

14 (2) Gifts, grants, devises, or bequests made to the state in order to achieve the purposes of the  
15 fund.

16 (c) The fund shall be administered by the commission.

17 (d) The fund shall be separate and distinct from other funds administered by the commission and  
18 money in the fund may not be exchanged with or transferred to other funds.

19 (e) The treasurer of state shall invest the money in the fund not currently needed to meet the  
20 obligations of the fund in the same manner as other public funds are invested.

21 (f) Money in the fund at the end of a state fiscal year does not revert to the state general fund **but**  
22 **remains available to be used for providing money for part-time student grants under this**  
23 **chapter.**

24 SECTION 56. IC 20-12-69-7 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
25 2007]: Sec. 7. (a) The Indiana excellence in teaching endowment is established to provide institutions  
26 with grants to match interest income generated by an endowment established under section 8 of this  
27 chapter to attract and retain distinguished teachers. The fund shall be administered by the council.

28 (b) The expenses of administering the fund shall be paid from money in the fund.

29 (c) The treasurer of state shall invest the money in the fund not currently needed to meet obligations  
30 of the fund in the same manner as other public funds may be invested.

31 (d) Money in the fund at the end of the state fiscal year does not revert to the state general fund **but**  
32 **remains available to be used for providing money for grants as allowed under this chapter.**

33 SECTION 57. IC 20-12-70-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
34 2007]: Sec. 9. (a) The twenty-first century scholars fund is established to provide the financial  
35 resources necessary to award the tuition scholarships authorized under the program.

36 (b) The commission shall administer the fund.

37 (c) The expenses of administering the fund shall be paid from money in the fund.

38 (d) The treasurer of state shall invest the money in the fund not currently needed to meet the  
39 obligations of the fund in the same manner as other public funds may be invested.

40 (e) Money in the fund at the end of a state fiscal year does not revert to the state general fund **but**  
41 **remains available to be used for providing money for twenty-first century scholarships under**  
42 **this chapter.**

43 SECTION 58. IC 20-12-70.1-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
44 2007]: Sec. 5. (a) The twenty-first century scholars program support fund is established to provide  
45 reimbursements to scholarship recipients to offset the costs incurred by scholarship recipients in  
46 purchasing:

47 (1) required textbooks, supplies, or equipment;

48 (2) any other materials required by the institution of higher learning (as defined in IC 20-12-70-4)



1 in order for a scholarship recipient to participate in a particular class, seminar, laboratory, or  
2 other type of instruction; or

3 (3) other items or services approved by the commission under rules adopted by the commission;  
4 that are not included in the cost of tuition or other regularly assessed fees.

5 (b) The commission shall administer the support fund.

6 (c) The treasurer of state shall invest the money in the support fund not currently needed to meet  
7 the obligations of the support fund in the same manner as other public funds may be invested.

8 (d) Money in the support fund at the end of a state fiscal year does not revert to the state general  
9 fund **but remains available to be used for providing money for twenty-first century scholarships**  
10 **under this chapter.**

11 SECTION 59. IC 20-12-74-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
12 2007]: Sec. 6. (a) The national guard tuition supplement program fund is established to provide the  
13 financial resources necessary to award the tuition scholarships authorized under the program.

14 (b) The commission shall administer the fund.

15 (c) The expenses of administering the fund shall be paid from money in the fund.

16 (d) **Money in the fund at the end of a state fiscal year does not revert to the state general fund**  
17 **but remains available to be used for providing money for national guard tuition supplement**  
18 **scholarships under this chapter.**

19 SECTION 60. IC 20-12-76-20, AS AMENDED BY P.L.128-2006, SECTION 2, IS AMENDED  
20 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 20. (a) The career college student  
21 assurance fund is established to provide indemnification to a student or an enrollee of a postsecondary  
22 proprietary educational institution who suffers loss or damage as a result of any of the occurrences  
23 described in section 17(c) of this chapter if the occurrences transpired after June 30, 1992, and as  
24 provided in section 37 of this chapter.

25 (b) The commission shall administer the fund.

26 (c) The expenses of administering the fund shall be paid from money in the fund.

27 (d) The treasurer of state shall invest the money in the fund not currently needed to meet the  
28 obligations of the fund in the same manner as other public funds may be invested.

29 (e) Money in the fund at the end of a state fiscal year does not revert to the state general fund **but**  
30 **remains available to be used for providing money for reimbursements allowed under this**  
31 **chapter.**

32 (f) Upon the fund acquiring fifty thousand dollars (\$50,000), the balance in the fund may not  
33 become less than fifty thousand dollars (\$50,000). If:

34 (1) a claim against the fund is filed that would, if paid in full, require the balance of the fund to  
35 become less than fifty thousand dollars (\$50,000); and

36 (2) the commission determines that the student is eligible for a reimbursement under the fund;  
37 the commission shall prorate the amount of the reimbursement to ensure that the balance of the fund  
38 does not become less than fifty thousand dollars (\$50,000), and the student is entitled to receive that  
39 balance of the student's claim from the fund as money becomes available in the fund from  
40 contributions to the fund required under this chapter.

41 (g) The commission shall ensure that all outstanding claim amounts described in subsection (f) are  
42 paid as money in the fund becomes available in the chronological order of the outstanding claims.

43 (h) A claim against the fund may not be construed to be a debt of the state.

44 SECTION 61. IC 20-20-13-3, AS ADDED BY P.L.218-2005, SECTION 45, IS AMENDED TO  
45 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 3. As used in sections 13 through 24 of this  
46 chapter, "school corporation" includes, except as otherwise provided in this chapter, the Indiana  
47 School for the Blind and Visually Impaired established by IC 20-21-2-1, ~~and~~ the Indiana School for  
48 the Deaf established by IC 20-22-2-1, **and a charter school established under IC 20-24.**



1 SECTION 62. IC 20-24-1-10 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
2 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: **Sec. 10. "Virtual charter school" means**  
3 **a charter school that provides for the delivery of more than fifty percent (50%) of instruction**  
4 **(as determined by the department of education) to students through virtual distance learning,**  
5 **online technologies, or computer based instruction.**

6 SECTION 63. IC 20-24-6-7, AS AMENDED BY P.L.2-2006, SECTION 105, IS AMENDED TO  
7 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 7. (a) A charter school ~~shall~~ **may**  
8 participate in **any of** the following:

9 (1) The Indiana state teachers' retirement fund in accordance with IC 5-10.4.

10 (2) The public employees' retirement fund in accordance with IC 5-10.3.

11 **(3) Another employee pension or retirement fund.**

12 (b) **Except as provided in subsection (e),** a person who teaches in a charter school is a member  
13 of the Indiana state teachers' retirement fund. Service in a charter school is creditable service for  
14 purposes of IC 5-10.4.

15 (c) **Except as provided in subsection (e),** a person who:

16 (1) is a local school employee of a charter school; and

17 (2) is not eligible to participate in the Indiana state teachers' retirement fund;  
18 is a member of the public employees' retirement fund.

19 (d) The boards of the Indiana state teachers' retirement fund and the public employees' retirement  
20 fund shall implement this section through the organizer of the charter school, subject to and  
21 conditioned upon receiving any approvals either board considers appropriate from the Internal  
22 Revenue Service and the United States Department of Labor.

23 **(e) Charter school employees may participate in a private pension or retirement program, if**  
24 **the organizer of the charter school offers the opportunity to participate in the program.**

25 SECTION 64. IC 20-24-7-2, AS AMENDED BY P.L.2-2006, SECTION 106, IS AMENDED TO  
26 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 2. (a) Not later than the date  
27 established by the department for determining ADM, and after May 31 each year, the organizer shall  
28 submit to the department the following information on a form prescribed by the department:

29 (1) The number of students enrolled in the charter school.

30 (2) The name and address of each student.

31 (3) The name of the school corporation in which the student has legal settlement.

32 (4) The name of the school corporation, if any, that the student attended during the immediately  
33 preceding school year.

34 (5) The grade level in which the student will enroll in the charter school.

35 The department shall verify the accuracy of the information reported.

36 (b) This subsection applies after December 31 of the calendar year in which a charter school begins  
37 its initial operation. The department shall distribute to the organizer the state tuition support  
38 distribution. The department shall make a distribution under this subsection at the same time and in  
39 the same manner as the department makes a distribution of state tuition support under IC 20-43-2 to  
40 other school corporations.

41 (c) The department shall provide to the department of local government finance the following  
42 information:

43 (1) For each county, the number of students who:

44 (A) have legal settlement in the county; and

45 (B) attend a charter school.

46 (2) The school corporation in which each student described in subdivision (1) has legal  
47 settlement.

48 (3) The charter school that a student described in subdivision (1) attends and the county in which



- 1 the charter school is located.
- 2 (4) The amount of the tuition support levy determined under IC 20-45-3-11 for each school
- 3 corporation described in subdivision (2).
- 4 (5) ~~The amount determined under STEP TWO of the following formula:~~
- 5 ~~STEP ONE: Determine the product of:~~
- 6 ~~(A) the target revenue per ADM (as defined in IC 20-43-1-26) determined for a charter~~
- 7 ~~school described in subdivision (3); multiplied by~~
- 8 ~~(B) thirty-five hundredths (0.35);~~
- 9 ~~STEP TWO: Determine the product of:~~
- 10 ~~(A) the STEP ONE amount; multiplied by~~
- 11 ~~(B) the current ADM of a charter school described in subdivision (3);~~
- 12 (6) The amount determined under STEP THREE of the following formula:
- 13 STEP ONE: Determine the number of students described in subdivision (1) who:
- 14 (A) attend the same charter school; and
- 15 (B) have legal settlement in the same school corporation located in the county.
- 16 STEP TWO: Determine the subdivision (5) STEP ONE amount for a charter school described
- 17 in STEP ONE (A).
- 18 STEP THREE: Determine the product of:
- 19 (A) the STEP ONE amount; multiplied by
- 20 (B) the STEP TWO amount.

21 SECTION 65. IC 20-24-8-2, AS ADDED BY P.L.169-2005, SECTION 16, IS AMENDED TO

22 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) A charter school may not do the

23 following:

- 24 (1) Operate at a site or for grades other than as specified in the charter.
- 25 (2) Charge tuition to any student residing within the school corporation's geographic boundaries.
- 26 However, a charter school may charge tuition for:
- 27 (A) a preschool program, unless charging tuition for the preschool program is barred under
- 28 federal law; or
- 29 (B) a latch key program;
- 30 if the charter school provides those programs.
- 31 (3) Except for a foreign exchange student who is not a United States citizen, enroll a student who
- 32 is not a resident of Indiana.
- 33 (4) Be located in a private residence.
- 34 (5) Provide solely home based instruction.

35 (b) A charter school is not prohibited from delivering instructional services:

- 36 (1) through the Internet or another online arrangement; or
- 37 (2) in any manner by computer;

38 if the instructional services are provided to students enrolled in the charter school in a manner that

39 complies with any procedures adopted by the department concerning online and computer instruction

40 in public schools. **No additional virtual charter schools may be granted charters or otherwise**

41 **established under this article after May 15, 2007, and before July 1, 2009. A virtual charter**

42 **school may not increase the virtual charter school's enrollment beyond the approved enrollment**

43 **for the virtual charter school for year one as specified in the virtual charter school's charter.**

44 SECTION 66. IC 20-26-7-1, AS ADDED BY P.L.1-2005, SECTION 10, IS AMENDED TO READ

45 AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 1. (a) If a governing body of a school corporation

46 determines that any real or personal property:

- 47 (1) is no longer needed for school purposes; or
- 48 (2) should, in the interests of the school corporation, be exchanged for other property;



1 the governing body may sell or exchange the property in accordance with IC 36-1-11.

2 (b) Money derived from the sale or exchange of property under this section shall be placed in any  
3 school fund:

4 (1) established under applicable law; and

5 (2) that the governing body considers appropriate.

6 **(c) A governing body may not make a covenant that prohibits the sale of real property to**  
7 **another educational institution.**

8 SECTION 67. IC 20-33-8.5-5, AS AMENDED BY P.L.2-2006, SECTION 156, IS AMENDED TO  
9 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 5. The agreement must provide how  
10 the expenses of supervising a student who has been suspended or expelled are funded. A school  
11 corporation may not be required to expend more than the ~~target transition to foundation~~ revenue per  
12 **adjusted** ADM (as defined in IC 20-43-1-26) for each student referred under the agreement.

13 SECTION 68. IC 20-40-6-5, AS ADDED BY P.L.2-2006, SECTION 163, IS AMENDED TO  
14 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 5. (a) Subject to this chapter, the fund is  
15 the exclusive fund to be used by a school corporation for the payment of costs attributable to  
16 transportation.

17 ~~(b) After June 30, 2005, and before July 1, 2007, a school corporation may budget for and pay costs~~  
18 ~~attributable to transportation from the general fund.~~

19 ~~(c)~~ Contracted transportation service costs transferred to the school bus replacement fund under  
20 IC 20-40-7 are payable from the school bus replacement fund.

21 SECTION 69. IC 20-40-8-19, AS ADDED BY P.L.2-2006, SECTION 163, IS AMENDED TO  
22 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 19. This section applies during the  
23 period beginning January 1, ~~2006, 2008~~, and ending December 31, ~~2007, 2009~~. Money in the fund may  
24 be used to pay for up to one hundred percent (100%) of the following costs of a school corporation:

25 (1) Utility services.

26 (2) Property or casualty insurance.

27 (3) Both utility services and property or casualty insurance.

28 A school corporation's expenditures under this section may not exceed in ~~2006 two and seventy-five~~  
29 ~~hundredths percent (2.75%) and in 2007 2008 and 2009~~ three and five-tenths percent (3.5%) of the  
30 school corporation's 2005 calendar year distribution.

31 SECTION 70. IC 20-40-8-20, AS ADDED BY P.L.2-2006, SECTION 163, IS AMENDED TO  
32 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 20. Money in the fund may be transferred  
33 to another fund and used as provided by law. The laws permitting a transfer of money from the fund  
34 include the following:

35 (1) IC 20-20-10-5 (implementation of technology preparation task force).

36 ~~(2) IC 20-40-6-8 (any fund for costs attributable to transportation).~~

37 ~~(3) (2)~~ IC 20-40-11-3 (repair and replacement fund).

38 ~~(4) (3)~~ IC 20-40-12-6 (self-insurance fund).

39 ~~(5) (4)~~ IC 20-49-4-22 (advance for educational technology program).

40 SECTION 71. IC 20-43-1-1, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO  
41 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 1. This article expires January 1, ~~2008~~.  
42 **2010.**

43 SECTION 72. IC 20-43-1-5, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO  
44 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 5. ~~"Adjusted~~ "Tuition support levy"  
45 refers to the amount determined under ~~IC 20-43-3-5. IC 20-45-3-11.~~

46 SECTION 73. IC 20-43-1-26, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO  
47 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 26. ~~"Target~~ "Transition to  
48 **foundation** revenue per **adjusted** ADM" refers to the amount determined under IC 20-43-5-9.



1 SECTION 74. IC 20-43-1-27, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO  
2 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 27. ~~"Total target revenue"~~ **"Regular**  
3 **program tuition support"** refers to the amount determined under IC 20-43-6-3.

4 SECTION 75. IC 20-43-2-2, AS AMENDED BY P.L.162-2006, SECTION 42, IS AMENDED TO  
5 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2007 (RETROACTIVE)]: Sec. 2. The maximum  
6 state distribution for a calendar year for all school corporations is:

7 ~~(1) the greater of:~~

8 ~~(A) three billion eight hundred two million nine hundred thousand dollars (\$3,802,900,000);~~

9 ~~or~~

10 ~~(B) the amount necessary to enable the department of education to make tuition support~~  
11 ~~distributions in 2006 in accordance with IC 21-1-30 and this article without requiring a~~  
12 ~~reduction in the amount distributed for tuition support under this section;~~

13 ~~in 2006; and~~

14 ~~(2) (1) three billion seven eight hundred forty-seven seven million two seven hundred thousand~~  
15 ~~dollars (\$3,747,200,000) (\$3,807,700,000) in 2007;~~

16 ~~(2) five billion nine hundred ten million seven hundred thousand dollars (\$5,910,700,000)~~  
17 ~~in 2008; and~~

18 ~~(3) six billion one hundred forty-nine million three hundred thousand dollars~~  
19 ~~(\$6,149,300,000) in 2009.~~

20 SECTION 76. IC 20-43-2-3, AS AMENDED BY P.L.162-2006, SECTION 43, IS AMENDED TO  
21 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 3. ~~(a) Except as provided in~~  
22 ~~subsection (b);~~ If the total amount to be distributed:

23 ~~(1) as basic tuition support;~~

24 ~~(2) for academic honors diploma awards;~~

25 ~~(3) for primetime distributions;~~

26 ~~(4) for special education grants; and~~

27 ~~(5) for vocational education grants;~~

28 for a particular year exceeds the maximum state distribution for a calendar year, the amount to be  
29 distributed for state tuition support under this article to each school corporation during each of the last  
30 six (6) months of the year shall be proportionately reduced so that the total reductions equal the  
31 amount of the excess.

32 ~~(b) The department of education shall distribute the full amount of tuition support to school~~  
33 ~~corporations in the second six (6) months of 2006 in accordance with this article without a reduction~~  
34 ~~under this section.~~

35 SECTION 77. IC 20-43-3-1, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO  
36 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 1. If a computation under this article  
37 results in a fraction and a rounding rule is not specified, the fraction shall be rounded as follows:

38 ~~(1) All tax rates shall be computed by rounding the rate to the nearest one-hundredth of a cent~~  
39 ~~(\$0.0001).~~

40 ~~(2) All calculations related to the complexity index shall be computed by rounding to the~~  
41 ~~nearest ten thousandth (0.0001).~~

42 ~~(2) (3) All tax levies and tuition support distributions shall be computed by rounding the levy~~  
43 ~~to the nearest dollar (\$1) amount.~~

44 ~~(3) All state tuition support distributions shall be computed by rounding the state tuition support~~  
45 ~~distribution to the nearest cent (\$0.01).~~

46 ~~(4) The fraction calculated in IC 20-43-2-4 shall be computed by rounding to the nearest~~  
47 ~~one millionth (.000001).~~



~~(4)~~ **(5)** If a calculation is not covered by subdivision (1), (2), ~~or~~ (3), **or (4)**, the result of the calculation shall be rounded to the nearest ~~ten-thousandth (-.0001)~~: **one hundredth (0.01)**.

SECTION 78. IC 20-43-3-4, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 4. (a) A school corporation's previous year revenue equals the amount determined under STEP TWO of the following formula:

STEP ONE: Determine the sum of the following:

(A) The school corporation's basic tuition support for the year that precedes the current year.

(B) The school corporation's ~~maximum permissible~~ tuition support levy for the calendar year that precedes the current year. ~~made in determining the school corporation's adjusted tuition support levy for the calendar year.~~

(C) The school corporation's excise tax revenue for the year that precedes the current year by two (2) years.

**(D) In 2009 and thereafter, the amount by which the school corporation's allocation amount for the school corporation's general fund is adjusted under IC 6-3.5-1.1-1.1(d).**

STEP TWO: Subtract from the STEP ONE result an amount equal to the ~~sum of the following~~:

~~(A) The reduction in the school corporation's state tuition support under any combination of subsection (b), subsection (c), IC 20-10.1-2-1 (before its repeal), or IC 20-30-2-4.~~

~~(B) In 2006, the amount of the school corporation's maximum permissible tuition support levy attributable to the levy transferred from the school corporation's general fund to the school corporation's referendum tax levy fund under IC 20-46-1-6.~~

(b) A school corporation's previous year revenue must be reduced if:

(1) the school corporation's state tuition support for special or vocational education is reduced as a result of a complaint being filed with the department after December 31, 1988, because the school program overstated the number of children enrolled in special or vocational education programs; and

(2) the school corporation's previous year revenue has not been reduced under this subsection more than one (1) time because of a given overstatement.

The amount of the reduction equals the amount the school corporation would have received in state tuition support for special and vocational education because of the overstatement.

(c) A school corporation's previous year revenue must be reduced if an existing elementary or secondary school located in the school corporation converts to a charter school under IC 20-5.5-11 before July 1, 2005, or IC 20-24-11 after June 30, 2005. The amount of the reduction equals the product of:

(1) the sum of the amounts distributed to the conversion charter school under IC 20-5.5-7-3.5(c) and IC 20-5.5-7-3.5(d) before July 1, 2005, and IC 20-24-7-3(c) and IC 20-24-7-3(d) after June 30, 2005; multiplied by

(2) two (2).

SECTION 79. IC 20-43-4-6, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 6. (a) In determining ADM, each pupil enrolled in a public school and a nonpublic school is to be counted on a full-time equivalency basis if the pupil:

(1) is enrolled in a public school and a nonpublic school;

(2) has legal settlement in a school corporation; and

(3) receives instructional services from the school corporation.

(b) For purposes of this section, full-time equivalency is calculated as follows:

STEP ONE: Determine the result of:

(A) the number of days instructional services will be provided to the pupil, not to exceed one hundred eighty (180); divided by



1 (B) one hundred eighty (180).  
2 STEP TWO: Determine the result of:  
3 (A) the pupil's public school instructional time (as defined in IC 20-30-2-1); ~~rounded to the~~  
4 ~~nearest one-hundredth (0.01)~~; divided by  
5 (B) the actual public school regular instructional day (as defined in IC 20-30-2-2). ~~rounded~~  
6 ~~to the nearest one-hundredth (0.01)~~.  
7 STEP THREE: Determine the result of:  
8 (A) the STEP ONE result; multiplied by  
9 (B) the STEP TWO result.  
10 STEP FOUR: Determine the lesser of one (1) or the result of:  
11 (A) the STEP THREE result; multiplied by  
12 (B) one and five hundredths (1.05).  
13 (c) ~~If the computation for a pupil under subsection (b) results in a fraction, the fraction must be~~  
14 ~~rounded to the nearest one-hundredth (0.01)~~.  
15 SECTION 80. IC 20-43-4-7, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO  
16 READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 7. (a) This subsection does not apply  
17 to a charter school. When calculating adjusted ADM for ~~2006~~ **2008** distributions, this subsection, as  
18 effective after December 31, ~~2005~~, **2007**, shall be used to calculate the adjusted ADM for the previous  
19 year rather than the calculation used to calculate adjusted ADM for ~~2005~~ **2007** distributions. For  
20 purposes of this article, a school corporation's "adjusted ADM" for the current year is the result  
21 determined under the following formula:  
22 STEP ONE: Determine the sum of the following:  
23 (A) The school corporation's ADM for the year preceding the current year by four (4) years  
24 multiplied by two-tenths (0.2).  
25 (B) The school corporation's ADM for the year preceding the current year by three (3) years  
26 multiplied by two-tenths (0.2).  
27 (C) The school corporation's ADM for the year preceding the current year by two (2) years  
28 multiplied by two-tenths (0.2).  
29 (D) The school corporation's ADM for the year preceding the current year by one (1) year  
30 multiplied by two-tenths (0.2).  
31 (E) The school corporation's ADM for the current year multiplied by two-tenths (0.2).  
32 ~~Round the result to the nearest five-tenths (0.5)~~.  
33 STEP TWO: Determine ~~the sum of~~:  
34 ~~(A) the school corporation's ADM for the year preceding the current year; plus~~  
35 ~~(B) the product of:~~  
36 ~~(i) the school corporation's ADM for the current year. minus the clause (A) amount;~~  
37 ~~multiplied by~~  
38 ~~(ii) seventy-five hundredths (0.75)~~.  
39 ~~Round the result to the nearest five-tenths (0.5)~~.  
40 STEP THREE: Determine the greater of the following:  
41 (A) The STEP ONE result.  
42 (B) The STEP TWO result.  
43 (b) A charter school's adjusted ADM for purposes of this article is the charter school's current  
44 ADM.  
45 SECTION 81. IC 20-43-5-1, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO  
46 READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 1. A school corporation's ~~target transition~~  
47 **to foundation** revenue per **adjusted** ADM for a calendar year is the amount determined under section  
48 9 of this chapter.





SECTION 82. IC 20-43-5-3, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 3. (a) This subsection does not apply to a charter school. A school corporation's complexity index is determined under the following formula:

STEP ONE: Determine the greater of zero (0) or the result of the following:

(1) Determine the percentage of the population in the school corporation who are at least twenty-five (25) years of age with less than a twelfth grade education:

(2) Determine the quotient of:

(A) one thousand nineteen dollars (\$1,019); divided by

(B) four thousand five hundred seventeen dollars (\$4,517) in 2006 and four thousand five hundred sixty-three dollars (\$4,563) in 2007:

(3) Determine the product of:

(A) the subdivision (1) amount; multiplied by

(B) the subdivision (2) amount.

STEP TWO: ONE: Determine the greater of zero (0) or the result of the following:

(1) Determine the percentage of the school corporation's students who were eligible for free lunches in the school year ending in 2005: **2007**.

(2) Determine the quotient of:

(A) one thousand two hundred sixty dollars (\$1,260); in:

(i) **2008, two thousand six hundred eighty dollars (\$2,680); and**

(ii) **2009, two thousand seven hundred forty-five dollars (\$2,745);** divided by

(B) four thousand five hundred seventeen dollars (\$4,517) in 2006 and four thousand five hundred sixty-three dollars (\$4,563) in 2007: in:

(i) **2008, four thousand seven hundred fifty dollars (\$4,750); and**

(ii) **2009, four thousand eight hundred twenty-five dollars (\$4,825).**

(3) Determine the product of:

(A) the subdivision (1) amount; multiplied by

(B) the subdivision (2) amount.

STEP THREE: Determine the greater of zero (0) or the result of the following:

(1) Determine the percentage of the school corporation's students who were classified as limited English proficient in the school year ending in 2005:

(2) Determine the quotient of:

(A) four hundred fifty-two dollars (\$452); divided by

(B) four thousand five hundred seventeen dollars (\$4,517) in 2006 and four thousand five hundred sixty-three dollars (\$4,563) in 2007:

(3) Determine the product of:

(A) the subdivision (1) amount; multiplied by

(B) the subdivision (2) amount.

STEP FOUR: Determine the greater of zero (0) or the result of the following:

(1) Determine the percentage of families in the school corporation with a single parent:

(2) Determine the quotient of:

(A) five hundred fifty-seven dollars (\$557); divided by

(B) four thousand five hundred seventeen dollars (\$4,517) in 2006 and four thousand five hundred sixty-three dollars (\$4,563) in 2007:

(3) Determine the product of:

(A) the subdivision (1) amount; multiplied by

(B) the subdivision (2) amount.

STEP FIVE: Determine the greater of zero (0) or the result of the following:



(1) Determine the percentage of families in the school corporation with children who are less than eighteen (18) years of age and who have a family income level below the federal income poverty level (as defined in IC 12-15-2-1).

(2) Determine the quotient of:

(A) three hundred forty-seven dollars (\$347); divided by

(B) four thousand five hundred seventeen dollars (\$4,517) in 2006 and four thousand five hundred sixty-three dollars (\$4,563) in 2007.

(3) Determine the product of:

(A) the subdivision (1) amount; multiplied by

(B) the subdivision (2) amount.

STEP SIX: Determine the sum of the results in STEP ONE through STEP FIVE.

STEP SEVEN: **TWO:** Determine the result of one (1) plus the STEP ~~SIX~~ **ONE** result.

STEP ~~EIGHT~~: **THREE:** This STEP applies if the STEP SEVEN **TWO** result is equal to or greater than **at least** one and twenty-five hundredths (1.25). Determine the result of the following:

(1) Subtract one and twenty-five hundredths (1.25) from the STEP SEVEN **TWO** result.

(2) Multiply the subdivision (1) result by five-tenths (0.5):

(3) (2) Determine the result of:

(A) the STEP SEVEN **TWO** result; plus

(B) the subdivision (2) (1) result.

The data to be used in making the calculations under STEP ONE ~~STEP FOUR~~, and STEP FIVE of this subsection must be the data from the 2000 federal decennial census, collected in September by the department.

(b) A charter school's complexity index is the index determined under subsection (a) for the school corporation in which the charter school is located. However, the complexity index for:

(1) Campagna Academy Charter School is the complexity index determined under subsection (a) for Gary Community School Corporation; and

(2) a charter school located in Marion County, is a weighted average of the complexity indexes of the school corporations where the students counted in the current ADM of the charter school have legal settlement as determined under STEP THREE of the following formula:

STEP ONE: Determine the number of students counted in the current ADM of the charter school that have legal settlement in a particular school corporation.

STEP TWO: Multiply the complexity index of each school corporation identified in STEP ONE by the STEP ONE amount for the school corporation.

STEP THREE: Divide the sum of the STEP TWO amounts by the current ADM of the charter school.

SECTION 83. IC 20-43-5-4, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 4. A school corporation's foundation amount for a calendar year is the result determined under STEP TWO of the following formula:

STEP ONE: Determine:

(A) four thousand five hundred seventeen dollars (\$4,517) in 2006; or

(B) four thousand five hundred sixty-three dollars (\$4,563) in 2007.

(A) in 2008, four thousand seven hundred fifty dollars (\$4,750); or

(B) in 2009, four thousand eight hundred twenty-five dollars (\$4,825).

STEP TWO: Multiply the STEP ONE amount by the school corporation's complexity index.

SECTION 84. IC 20-43-5-6, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 6. A school corporation's transition



to foundation amount for a calendar year is equal to the result determined under STEP THREE of the following formula:

STEP ONE: Determine the difference of:

- (A) the school corporation's foundation amount; minus
- (B) the school corporation's previous year revenue foundation amount.

STEP TWO: Divide the STEP ONE result by:

- (A) ~~six (6)~~ **four (4)** in ~~2006~~; **2008**; or
- (B) ~~five (5)~~ **three (3)** in ~~2007~~; **2009**.

STEP THREE: A school corporation's STEP THREE amount is the following:

(A) For a charter school **located outside Marion County** that has previous year revenue that is not greater than zero (0), the charter school's STEP THREE amount is the quotient of:

- (i) the school corporation's ~~guaranteed minimum transition to foundation~~ revenue for the calendar year where the charter school is located; divided by
- (ii) the school corporation's current ADM.

**(B) For a charter school located in Marion County that has previous year revenue that is not greater than zero (0), the charter school's STEP THREE amount is the weighted average of the transition to foundation revenue for the school corporations where the students counted in the current ADM of the charter school have legal settlement as determined under item (iv) of the following formula:**

- (i) Determine the transition to foundation revenue for each school corporation where a student counted in the current ADM of the charter school has legal settlement.**
- (ii) For each school corporation identified in item (i), divide the item (i) amount by the school corporation's current ADM.**
- (iii) For each school corporation identified in item (i), multiply the item (ii) amount by the number of students counted in the current ADM of the charter school that have legal settlement in the particular school corporation.**
- (iv) Determine the sum of the item (iii) amounts for the charter school.**

~~(B)~~ (C) The STEP THREE amount for a school corporation that is not a charter school described in clause (A) **or (B)** is the following:

- (i) The school corporation's foundation amount for the calendar year, if the ~~absolute value of the~~ STEP ONE amount is ~~less at least negative fifty dollars (-\$50) and not more than or equal to fifty one hundred dollars (\$50); (\$100).~~
- (ii) For ~~2007~~; **2009**, the school corporation's foundation amount for the calendar year, if the foundation amount in ~~2006~~ **2008** equaled the school corporation's target revenue per ADM in ~~2006~~; **2008**.
- (iii) The sum of the school corporation's previous year revenue foundation amount and the greater of the school corporation's STEP TWO amount or ~~fifty one hundred dollars (\$50); (\$100)~~, if the school corporation's STEP ONE amount is greater than ~~fifty one hundred dollars (\$50); (\$100)~~.
- (iv) The difference ~~determined by subtracting the greater of the absolute value of the school corporation's STEP TWO amount or fifty dollars (\$50) from between the school corporation's previous year revenue foundation amount and fifty dollars (\$50)~~, if the school corporation's STEP ONE amount is less than negative fifty dollars (-\$50).

SECTION 85. IC 20-43-5-7, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 7. A school corporation's transition to foundation revenue for a calendar year is equal to **the sum of:**

- (1) the product of:**



(1) (A) the school corporation's transition to foundation amount for the calendar year;  
multiplied by

(2) (B) the school corporation's:

(A) current ADM, if the current ADM for the school corporation is less than one  
hundred (100); and

(B) current adjusted ADM, if clause (A) does not apply; and

(2) either:

(A) one hundred dollars multiplied by the school corporation's current adjusted ADM,  
if the amount under subdivision (1) is less than the school corporation's previous year  
revenue and the school corporation's result under IC 20-43-5-6 STEP ONE is greater  
than zero (0); or

(B) zero (0), if clause (A) does not apply.

SECTION 86. IC 20-43-5-9, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO  
READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 9. A school corporation's ~~target~~  
**transition to foundation** revenue per **adjusted** ADM for a calendar year is the quotient of:

(1) the school corporation's ~~guaranteed minimum transition to foundation~~ revenue for the  
calendar year; divided by

(2) the school corporation's current adjusted ADM.

SECTION 87. IC 20-43-6-2, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO  
READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 2. The following amounts must be  
determined under this chapter to determine a school corporation's basic tuition support:

(1) The school corporation's ~~total target revenue~~ **regular program tuition support** under section  
3 of this chapter.

(2) The school corporation's local contribution under section 4 of this chapter.

SECTION 88. IC 20-43-6-3, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO  
READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 3. (a) A school corporation's ~~total~~  
**target revenue regular program tuition support** for a calendar year is the amount determined under  
the applicable provision of this section.

(b) This subsection applies to a school corporation that has ~~target transition to foundation~~ revenue  
per **adjusted** ADM for a calendar year that is not equal to the school corporation's foundation amount  
for the calendar year. The school corporation's ~~total target revenue~~ **regular program tuition support**  
for a calendar year is equal to the school corporation's ~~guaranteed minimum transition to foundation~~  
revenue for the calendar year.

(c) This subsection applies to a school corporation that has target revenue per ADM for a calendar  
year that is equal to the school corporation's foundation amount for the calendar year. The school  
corporation's ~~total target revenue~~ **regular program tuition support** for a calendar year is the sum of  
the following:

(1) The school corporation's foundation amount for the calendar year multiplied by the school  
corporation's adjusted ADM for the current year.

(2) The amount of the annual decrease in federal aid to impacted areas from the year preceding the  
ensuing calendar year by three (3) years to the year preceding the ensuing calendar year by two (2)  
years.

(3) **For calendar year 2008**, the part of the school corporation's maximum permissible tuition  
support levy for the year that equals the original amount of the levy imposed by the school  
corporation to cover the costs of opening a new school facility or reopening an existing facility  
during the preceding year.

(4) **For 2009 and thereafter**, the part of the school corporation's adjustment to the previous  
year's revenue for the year that equals the original amount of the adjustment to the previous



year's revenue by the school corporation to cover the costs of opening a new school facility or reopening an existing facility during the preceding year.

(d) This subsection applies to a virtual charter school. The virtual charter school's regular program tuition support for a calendar year is equal to the result determined in STEP TWO of the following formula:

STEP ONE: Determine the result of:

(A) the sum of each school corporation's regular program tuition support for the preceding calendar year (excluding charter schools); divided by

(B) the sum of the ADM for each school corporation (excluding charter schools) for the preceding calendar year.

STEP TWO: Determine the result of:

(A) the STEP ONE amount; multiplied by

(B) the virtual charter school's ADM for the current year.

SECTION 89. IC 20-43-6-4, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 4. (a) A school corporation's local contribution for a calendar year is the amount determined under the applicable provision of this section.

(b) This subsection applies to a school corporation that is not a charter school. Determine the sum of the following:

(1) The school corporation's ~~adjusted~~ tuition support levy.

(2) The school corporation's excise tax revenue for the year that precedes the current year by one (1) year.

(3) The amount by which the school corporation's allocation amount for the school corporation's general fund is adjusted under IC 6-3.5-1.1-1.1(d).

(c) This subsection applies to a charter school. ~~Determine the product of:~~

~~(1) the charter school's guaranteed minimum revenue for the calendar year; multiplied by~~

~~(2) thirty-five hundredths (0.35);~~ The local contribution for a charter school is zero dollars (\$0).

SECTION 90. IC 20-43-6-5, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 5. A school corporation's basic tuition support for a calendar year is the difference between:

(1) the school corporation's ~~total target revenue~~ regular program tuition support for the calendar year; minus

(2) the school corporation's local contribution for the calendar year.

SECTION 91. IC 20-43-6-6, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 6. If the basic tuition support determined for a school corporation under section 5 of this chapter is negative, the

~~(1) school corporation is not entitled to any state tuition support. and~~

~~(2) school corporation's maximum permissible tuition support levy shall be reduced by the amount of the negative result.~~

SECTION 92. IC 20-43-7-6, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 6. A school corporation's special education grant for a calendar year is equal to the sum of the following:

(1) The nonduplicated count of pupils in programs for severe disabilities multiplied by:

(A) in 2008, eight thousand ~~two three hundred forty-six~~ dollars ~~(\$8,246)~~; (\$8,300); and

(B) in 2009, eight thousand three hundred fifty dollars (\$8,350).

(2) The nonduplicated count of pupils in programs of mild and moderate disabilities multiplied by:

(A) in 2008, two thousand two hundred ~~thirty-eight~~ fifty dollars ~~(\$2,238)~~; (\$2,250); and

(B) in 2009, two thousand two hundred sixty-five dollars (\$2,265).

(3) The duplicated count of pupils in programs for communication disorders multiplied by:

(A) in 2008, five hundred thirty-one dollars (\$531); and

(B) in 2009, five hundred thirty-three dollars (\$533).



(4) The cumulative count of pupils in homebound programs multiplied by:

**(A) in 2008, five hundred thirty-one dollars (\$531); and**

**(B) in 2009, five hundred thirty-three dollars (\$533).**

SECTION 93. IC 20-43-8-9, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 9. **(a)** A school corporation's vocational education grant for a calendar year is the sum of the following amounts:

STEP ONE: For each vocational program provided by the school corporation:

(A) the number of credit hours of the program (either one (1) credit, two (2) credits, or three (3) credits); multiplied by

(B) the number of students enrolled in the program; multiplied by

(C) the following applicable amount:

(i) Four hundred fifty dollars (\$450), in the case of a program described in section 5 of this chapter (more than a moderate labor market need) for which the average wage level determined under section 2(b) of this chapter is a high wage.

(ii) Three hundred seventy-five dollars (\$375), in the case of a program described in section 5 of this chapter (more than a moderate labor market need) for which the average wage level determined under section 2(b) of this chapter is a moderate wage.

(iii) Three hundred dollars (\$300), in the case of a program described in section 5 of this chapter (more than a moderate labor market need) for which the average wage level determined under section 2(b) of this chapter is a less than moderate wage.

(iv) Three hundred seventy-five dollars (\$375), in the case of a program described in section 6 of this chapter (moderate labor market need) for which the average wage level determined under section 2(b) of this chapter is a high wage.

(v) Three hundred dollars (\$300), in the case of a program described in section 6 of this chapter (moderate labor market need) for which the average wage level determined under section 2(b) of this chapter is a moderate wage.

(vi) Two hundred twenty-five dollars (\$225), in the case of a program described in section 6 of this chapter (moderate labor market need) for which the average wage level determined under section 2(b) of this chapter is a less than moderate wage.

(vii) Three hundred dollars (\$300), in the case of a program described in section 7 of this chapter (less than a moderate labor market need) for which the average wage level determined under section 2(b) of this chapter is a high wage.

(viii) Two hundred twenty-five dollars (\$225), in the case of a program described in section 7 of this chapter (less than a moderate labor market need) for which the average wage level determined under section 2(b) of this chapter is a moderate wage.

(ix) One hundred fifty dollars (\$150), in the case of a program described in section 7 of this chapter (less than a moderate labor market need) for which the average wage level determined under section 2(b) of this chapter is a less than moderate wage.

STEP TWO: The number of pupils described in section 8 of this chapter (all other programs) multiplied by two hundred fifty dollars (\$250).

STEP THREE: The number of pupils participating in a vocational education program in which pupils from multiple schools are served at a common location multiplied by one hundred fifty dollars (\$150).

**(b) A virtual charter school is not entitled to a vocational education grant.**

SECTION 94. IC 20-43-9-4, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 4. For purposes of computation under this chapter, the following shall be used:

(1) The staff cost amount for a school corporation:

**(A) in 2008, is ~~sixty-nine~~ seventy-two thousand eight hundred eleven dollars (\$69,811); (\$72,000); and**



**(B) in 2009, is seventy-four thousand five hundred dollars (\$74,500).**

(2) The guaranteed primetime amount for a school corporation is the primetime allocation, before any penalty is assessed under this chapter, that the school corporation would have received under this chapter for the 1999 calendar year or the first year of participation in the program, whichever is later.

(3) The following apply to determine whether amounts received under this chapter have been devoted to reducing class size in kindergarten through grade 3 as required by section 2 of this chapter:

(A) Except as permitted under section 8 of this chapter, only a licensed teacher who is an actual classroom teacher in a regular instructional program is counted as a teacher.

(B) If a school corporation is granted approval under section 8 of this chapter, the school corporation may include as one-third (1/3) of a teacher each classroom instructional aide who meets qualifications and performs duties prescribed by the state board.

SECTION 95. IC 20-43-9-6, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 6. **(a)** A school corporation's primetime distribution for a calendar year under this chapter is the amount determined by the following formula:

STEP ONE: Determine the applicable target pupil/teacher ratio for the school corporation as follows:

(A) If the school corporation's complexity index is less than one and one-tenth (1.1), the school corporation's target pupil/teacher ratio is eighteen to one (18:1).

(B) If the school corporation's complexity index is at least one and one-tenth (1.1) but less than one and two-tenths (1.2), the school corporation's target pupil/teacher ratio is fifteen (15) plus the result determined in item (iii) to one (1):

(i) Determine the result of one and two-tenths (1.2) minus the school corporation's complexity index.

(ii) Determine the item (i) result divided by one-tenth (0.1).

(iii) Determine the item (ii) result multiplied by three (3).

(C) If the school corporation's complexity index is at least one and two-tenths (1.2), the school corporation's target pupil/teacher ratio is fifteen to one (15:1).

STEP TWO: Determine the result of:

(A) the ADM of the school corporation in kindergarten through grade 3 for the current school year; divided by

(B) the school corporation's applicable target pupil/teacher ratio, as determined in STEP ONE.

STEP THREE: Determine the result of:

(A) the ~~total target revenue~~ **regular program tuition support** for ~~2006 and 2007 the year~~ multiplied by seventy-five hundredths (0.75); divided by

(B) the school corporation's total ADM.

STEP FOUR: Determine the result of:

(A) the STEP THREE result; multiplied by

(B) the ADM of the school corporation in kindergarten through grade 3 for the current school year.

STEP FIVE: Determine the result of:

(A) the STEP FOUR result; divided by

(B) the staff cost amount.

STEP SIX: Determine the greater of zero (0) or the result of:

(A) the STEP TWO amount; minus

(B) the STEP FIVE amount.

STEP SEVEN: Determine the result of:

(A) the STEP SIX amount; multiplied by

(B) the staff cost amount.



STEP EIGHT: Determine the greater of the STEP SEVEN amount or the school corporation's guaranteed primetime amount.

STEP NINE: A school corporation's amount under this STEP is the following:

(A) If the amount the school corporation received under this chapter in the previous calendar year is greater than zero (0), the amount under this STEP is the lesser of:

(i) the STEP EIGHT amount; or

(ii) the amount the school corporation received under this chapter for the previous calendar year multiplied by one hundred seven and one-half percent (107.5%).

(B) If the amount the school corporation received under this chapter in the previous calendar year is not greater than zero (0), the amount under this STEP is the STEP EIGHT amount.

**(b) A virtual charter school is not entitled to a primetime distribution.**

SECTION 96. IC 20-45-1-11, AS ADDED BY P.L.2-2006, SECTION 168, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 11. "Excessive tax levy" means a school corporation's general fund property tax levy for a calendar year that exceeds the school corporation's ~~maximum permissible~~ tuition support levy.

SECTION 97. IC 20-45-1-21.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: **Sec. 21.5. "Transition to foundation revenue" has the meaning set forth in IC 20-43-1-29.**

SECTION 98. IC 20-45-3-2, AS ADDED BY P.L.2-2006, SECTION 168, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 2. Except as otherwise provided in this chapter, a school corporation may not impose a tuition support levy in a calendar year that exceeds the ~~maximum permissible~~ tuition support levy determined for the school corporation for a calendar year under section 11 of this chapter.

SECTION 99. IC 20-45-3-11, AS ADDED BY P.L.2-2006, SECTION 168, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 11. **(a) Except as provided in subsections (b) and (c),** a school corporation's tuition support levy for a calendar year is the sum of the following:

(1) The school corporation's equalized levy for the calendar year.

(2) An amount equal to the annual decrease in federal aid to impacted areas from the year preceding the ensuing calendar year by three (3) years to the year preceding the ensuing calendar year by two (2) years.

(3) The part of the maximum permissible tuition support levy for the year that equals the original amount of the levy by the school corporation to cover the costs of opening a new school facility or reopening an existing facility during the preceding year.

(4) The amount determined under STEP FOUR of the following formula:

STEP ONE: Determine the ~~target~~ **transition to foundation** revenue per **adjusted** ADM for each charter school that included at least one (1) student who has legal settlement in the school corporation in the charter school's current ADM.

STEP TWO: For each charter school, multiply the STEP ONE amount by the number of students who have legal settlement in the school corporation and who are included in the charter school's current ADM.

STEP THREE: Determine the sum of the STEP TWO amounts.

STEP FOUR: Multiply the STEP THREE amount by thirty-five hundredths (0.35).

**(b) For calendar year 2008, the portion of a school corporation's tuition support levy in a particular county (after the application of any locally paid property tax replacement credits under IC 6-3.5-1.1) shall be adjusted as provided in STEP FOUR or STEP SIX (as applicable) of the following STEPS:**

**STEP ONE: Determine the state property tax replacement amount for 2008 for the county in which the school corporation is located.**

**STEP TWO: Determine the result of:**





1 (1) the sum of the tuition support levies imposed in the county in 2007, by all school  
 2 corporations in the county in which the school corporation is located; multiplied by  
 3 (2) one and thirty-five thousandths (1.035).  
 4 **STEP THREE: Determine the result of:**  
 5 (1) the STEP ONE amount; minus  
 6 (2) the STEP TWO amount.  
 7 **STEP FOUR: If the STEP THREE amount is positive, the school corporation's tuition support**  
 8 **levy in the county for 2008 is zero dollars (\$0).**  
 9 **STEP FIVE: If the STEP THREE amount is negative, determine the STEP SIX result.**  
 10 **STEP SIX: Determine the result of:**  
 11 (1) the absolute value of the STEP THREE amount; multiplied by  
 12 (2) the result of:  
 13 (A) the tuition support levy imposed in the county by the school corporation in 2007;  
 14 divided by  
 15 (B) the sum of the tuition support levies imposed in the county in 2007 by all school  
 16 corporations in the county.  
 17 **If the STEP THREE amount is negative, the school corporation's tuition support levy in the**  
 18 **county for 2008 is the amount determined under this STEP.**  
 19 **(c) For calendar years after 2008, the portion of a school corporation's tuition support levy in**  
 20 **a particular county shall be equal to the amount determined in STEP FOUR or STEP SIX (as**  
 21 **applicable) of the following STEPS:**  
 22 **STEP ONE: Determine the greater of zero (0) or the difference between the state property tax**  
 23 **replacement amount for the current calendar year and for the preceding calendar year for the**  
 24 **county in which the school corporation is located.**  
 25 **STEP TWO: Determine the sum of the tuition support levies imposed in the county in the**  
 26 **preceding calendar year.**  
 27 **STEP THREE: Determine the result of:**  
 28 (1) the STEP ONE amount; minus  
 29 (2) the STEP TWO amount.  
 30 **STEP FOUR: If the STEP THREE amount is positive, the school corporation's tuition support**  
 31 **levy in the county for the calendar year is equal to zero dollars (\$0).**  
 32 **STEP FIVE: If the STEP THREE amount is negative, determine the STEP SIX result.**  
 33 **STEP SIX: Determine the result of:**  
 34 (1) the absolute value of the STEP THREE amount; multiplied by  
 35 (2) the result of:  
 36 (A) the result of:  
 37 (i) tuition support levy imposed in the county by the school corporation in the preceding  
 38 year; divided by  
 39 (ii) the sum of the tuition support levies imposed in the county in the preceding calendar  
 40 year by all the school corporations in the county.  
 41 **If the STEP THREE amount is negative, the school corporation's tuition support levy in the**  
 42 **county for the calendar year is the amount determined under this STEP.**  
 43 **SECTION 100. IC 20-45-5-3, AS ADDED BY P.L.2-2006, SECTION 168, IS AMENDED TO READ**  
 44 **AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 3. The tax control board shall, after the tax**  
 45 **control board studies the appeal petition and related materials, recommend to the department of local**  
 46 **government finance education that:**  
 47 (1) the order of the county board of tax adjustment or the county auditor in respect the previous  
 48 year's revenue calculated under IC 20-43-3-4 of the appellant school corporation's budget; tax  
 49 levy; or tax rate for the ensuing calendar year in the next even-numbered calendar year be  
 50 approved;



(2) the order of the county board of tax adjustment or the county auditor concerning in the previous year's revenue calculated under IC 20-43-3-4 of the appellant school corporation's budget, tax levy, or tax rate for the calendar year in the next even-numbered calendar year be disapproved and that the appellant school corporation's budget, tax levy, or tax rate for the calendar year be:

(A) reduced; or

(B) increased;

as specified in the tax control board's recommendation; or

(3) combined with a recommendation allowed under subdivision (1) or (2), a new facility adjustment be granted to permit the school corporation's tuition support levy previous year revenue calculated under IC 20-43-3-4 to be increased in the next even-numbered calendar year if the school corporation can show a need for the increase because of:

(A) the opening after December 31, 1972, of a new school facility; or

(B) the reopening after July 1, 1988, of an existing facility that:

(i) was not used for at least three (3) years immediately before the reopening; and

(ii) is reopened to provide additional classroom space.

SECTION 101. IC 20-46-5-12 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 12. (a) If:**

(1) a school corporation enters into a lease agreement with the Indiana bond bank for the lease of one (1) or more school buses under IC 5-1.5-4-1(a)(5);

(2) the lease agreement conforms with the school corporation's ten (10) year school bus replacement plan approved by the department of local government finance under section 9 of this chapter; and

(3) in the first full fiscal year after the effective date of the lease agreement, there would otherwise be a reduction in the levy in an amount equal to the difference between the total purchase price of such bus or buses and the total rental payment due under the lease agreement;

the levy in that fiscal year may not be reduced by the amount of the reduction.

(b) Any or all of the amount of that part of the levy may, on or before the end of the year of its collection, be:

(1) retained in the fund;

(2) transferred to the school transportation fund established under IC 20-40-6-4; or

(3) transferred to the capital projects fund established under IC 20-40-8-6.

SECTION 102. IC 20-49-1-3, AS ADDED BY P.L.2-2006, SECTION 172, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2009]: **Sec. 3. "Target "Transition to foundation revenue per adjusted ADM" has the meaning set forth in IC 20-43-1-26.**

SECTION 103. IC 20-49-7-10, AS ADDED BY P.L.2-2006, SECTION 172, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: **Sec. 10.** The amount of an advance for operational costs may not exceed the amount determined under STEP THREE of the following formula:

STEP ONE: Determine the product of:

(A) the charter school's enrollment reported under IC 20-24-7-2(a); multiplied by

(B) the charter school's target transition to foundation revenue per adjusted ADM.

STEP TWO: Determine the quotient of:

(A) the STEP ONE amount; divided by

(B) two (2).

STEP THREE: Determine the product of:

(A) the STEP TWO amount; multiplied by

(B) one and fifteen-hundredths (1.15).

SECTION 104. IC 20-49-7-11, AS ADDED BY P.L.2-2006, SECTION 172, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: **Sec. 11.** The amount of an advance for operational costs may not exceed the amount determined under STEP FOUR of the following formula:



1 STEP ONE: Determine the quotient of:

2 (A) the charter school's ~~target~~ **transition to foundation** revenue per **adjusted** ADM; divided by

3 (B) two (2).

4 STEP TWO: Determine the difference between:

5 (A) the charter school's current ADM; minus

6 (B) the charter school's ADM of the previous year.

7 STEP THREE: Determine the product of:

8 (A) the STEP ONE amount; multiplied by

9 (B) the STEP TWO amount.

10 STEP FOUR: Determine the product of:

11 (A) the STEP THREE amount; multiplied by

12 (B) one and fifteen-hundredths (1.15).

13 SECTION 105. IC 20-50 IS ADDED TO THE INDIANA CODE AS A NEW ARTICLE TO READ  
14 AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

15 **ARTICLE 50. EDUCATIONAL SCHOLARSHIPS**

16 **Chapter 1. Definitions**

17 **Sec. 1. The definitions in this chapter apply throughout this article.**

18 **Sec. 2. "Agreement" refers to an agreement between the department of state revenue and an**  
19 **applicant that applies for certification of a school scholarship program.**

20 **Sec. 3. "Contribution" refers to a contribution to a scholarship granting organization for a**  
21 **school scholarship program.**

22 **Sec. 4. "Educational scholarship" refers to a grant to pay the tuition and fees that would**  
23 **otherwise be charged to:**

24 (1) an eligible student; or

25 (2) a parent of an eligible student.

26 **Sec. 5. "Eligible student" refers to an individual who:**

27 (1) has legal settlement in Indiana;

28 (2) is at least five (5) years of age and less than twenty-two (22) years of age on the date in the  
29 school year specified in IC 20-33-2-7; and

30 (3) either:

31 (A) qualifies for the federal free or reduced price lunch program; or

32 (B) received a scholarship under this article in the immediately preceding school year or  
33 the immediately preceding term of the current school year and qualified under clause (A)  
34 in the first year that the individual received a scholarship under this article.

35 **Sec. 6. "Federal free or reduced price lunch program" refers to the national free or reduced**  
36 **price lunch program established under 42 U.S.C. 1751 et seq.**

37 **Sec. 7. "School scholarship" refers to an educational scholarship awarded by a scholarship**  
38 **granting organization.**

39 **Sec. 8. "Participating school" refers to a public or nonpublic school:**

40 (1) that an eligible student is required to pay tuition to attend; and

41 (2) that voluntarily agrees to enroll an eligible student.

42 **The term does not include a public school in a school corporation where the eligible student has**  
43 **legal settlement under IC 20-26-11.**

44 **Sec. 9. "Scholarship granting organization" refers to an organization that:**

45 (1) is exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue  
46 Code; and

47 (2) is organized at least in part to grant educational scholarships.

48 **Sec. 10. "Tuition and fees" means tuition, fees, and other costs that:**

49 (1) an eligible student; or

50 (2) a parent of an eligible student;



1 is required to pay to enroll the eligible student in an elementary school program or high school  
2 program of a participating school. The term includes any payment for textbooks, transportation,  
3 and uniforms if the payments are typical for all other students attending the participating school.

4 Chapter 2. Exchange of Information; Rules

5 Sec. 1. The department of state revenue shall maintain a publically available list of the school  
6 scholarship programs that are certified by the department of state revenue. The list must contain  
7 names, addresses, and any other information that the department of state revenue determines is  
8 necessary for the public to determine which scholarship granting organizations conduct school  
9 scholarship programs. A current list must be posted on any Internet web site used by the  
10 department of state revenue to provide information to the public about educational matters.

11 Chapter 3. Educational Scholarship Organizations; Certification; Administration of  
12 Contributions

13 Sec. 1. As used in this chapter, "scholarship" refers to a school scholarship.

14 Sec. 2. A scholarship granting organization may apply to the department of state revenue for  
15 certification of an educational scholarship program as a school scholarship program.

16 Sec. 3. An educational scholarship program qualifies for certification as a school scholarship  
17 program if the applicant for certification:

18 (1) is a scholarship granting organization;

19 (2) applies to the department of state revenue on the form and in the manner prescribed by the  
20 department of state revenue;

21 (3) enters into an agreement with the department of state revenue to comply with this article;  
22 and

23 (4) demonstrates the applicant's financial viability to the department of state revenue, if the  
24 applicant will receive at least fifty thousand dollars (\$50,000) in contributions in a school year,  
25 by filing with the department of state revenue before the beginning of the school year financial  
26 information that demonstrates the financial viability of the scholarship granting organization.

27 Sec. 4. The department of state revenue shall certify all qualifying applicants for certification  
28 as scholarship granting organizations.

29 Sec. 5. An agreement must require a scholarship granting organization to do the following:

30 (1) Provide a department of state revenue approved receipt to taxpayers for contributions  
31 made to the scholarship granting organization that will be used in a scholarship program. The  
32 department of state revenue shall prescribe a standardized form for a receipt to be issued by  
33 a scholarship granting organization to a taxpayer that indicates the value of a contribution and  
34 the amount of the contribution that is being designated for use in a scholarship program.

35 (2) Distribute at least ninety percent (90%) of the total amount of contributions as scholarships  
36 to eligible students.

37 (3) Distribute one hundred percent (100%) of any income earned on contributions as  
38 scholarships to eligible students.

39 (4) Conduct criminal background checks on all the scholarship granting organization's  
40 employees and board members and exclude from employment or governance any individual  
41 who might reasonably pose a risk to the appropriate use of contributed funds.

42 (5) Maintain with the department of state revenue proof of the scholarship granting  
43 organization's continuing financial viability in the form required in section 3(4) of this chapter  
44 for each school year in which the scholarship granting organization will receive at least fifty  
45 thousand dollars (\$50,000) in contributions.

46 (6) Make the reports required by this chapter.

47 Sec. 6. An agreement must prohibit a scholarship granting organization from distributing  
48 scholarships for use by an eligible student to:

49 (1) enroll in a school that has:

50 (A) paid staff or board members; or



- 1 (B) relatives of paid staff or board members;  
2 in common with the scholarship granting support organization;  
3 (2) enroll in a school that the scholarship granting organization knows does not qualify as a  
4 participating school; or  
5 (3) pay tuition and fees for a public school where the eligible student is entitled to enroll  
6 without the payment of tuition.

7 Sec. 7. (a) A scholarship granting organization must publicly report to the department of state  
8 revenue by August 1 of each year the following information regarding the organization's  
9 scholarships in the previous school year:

10 (1) The name and address of the scholarship granting organization.

11 (2) The total number and total dollar amount of contributions received during the previous  
12 school year.

13 (3) The:

14 (A) total number and total dollar amount of scholarships awarded during the previous  
15 school year; and

16 (B) total number and total dollar amount of scholarships awarded during the previous  
17 school year to students qualifying for the federal free and reduced price lunch program.

18 (b) The report must be certified under penalties of perjury by the chief executive officer of the  
19 scholarship granting organization.

20 Sec. 8. The department of state revenue shall prescribe a standardized form for scholarship  
21 granting organizations to report information required under this chapter.

22 Sec. 9. The department of state revenue may, in a proceeding under IC 4-21.5, suspend or  
23 terminate the certification of an organization as a scholarship granting organization if the  
24 department of state revenue establishes that the scholarship granting organization has intentionally  
25 and substantially failed to comply with the requirements of this article or an agreement entered into  
26 under this article.

27 Sec. 10. If the department of state revenue suspends or terminates the certification of an  
28 organization as a scholarship granting organization, the department of state revenue shall notify  
29 affected scholarship students and their parents of the decision as quickly as possible. A scholarship  
30 student affected by a suspension or termination of a scholarship granting organization's  
31 certification shall remain an eligible student under this article until the end of the school year after  
32 the school year in which the scholarship granting organization's certification is suspended or  
33 terminated, regardless of whether the scholarship student qualifies for the federal free or reduced  
34 price lunch program.

35 Sec. 11. The department of state revenue may conduct either a financial review or an audit of  
36 a scholarship granting organization if the department has evidence of fraud.

37 SECTION 106. IC 22-4-26-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,  
38 2007]: Sec. 5. (a) Money credited to the account of this state in the unemployment trust fund by the  
39 Secretary of the Treasury of the United States pursuant to 42 U.S.C. 1103, as amended, may be  
40 requisitioned and used for the payment of expenses incurred for the administration of this article and  
41 public employment offices pursuant to a specific appropriation by the general assembly, provided that  
42 the expenses are incurred and the money is requisitioned after the enactment of an appropriation  
43 statute which:

44 (1) specifies the purposes for which such money is appropriated and the amounts appropriated  
45 therefor;

46 (2) except as provided in subsection (i), limits the period within which such money may be  
47 obligated to a period ending not more than two (2) years after the date of the enactment of the  
48 appropriation statute; and



(3) limits the total amount which may be obligated during a twelve (12) month period beginning on July 1 and ending on the next June 30 to an amount which does not exceed the amount by which:

(A) the aggregate of the amounts credited to the account of this state pursuant to 42 U.S.C. 1103, as amended, during such twelve (12) month period and the twenty-four (24) preceding twelve (12) month periods; exceeds

(B) the aggregate of the amounts obligated by this state pursuant to this section and amounts paid out for benefits and charged against the amounts credited to the account of this state during such twenty-five (25) twelve (12) month periods.

(b) For the purposes of this section, amounts obligated by this state during any such twelve (12) month period shall be charged against equivalent amounts which were first credited and which have not previously been so charged, except that no amount obligated for administration of this article and public employment offices during any such twelve (12) month period may be charged against any amount credited during such twelve (12) month period earlier than the fourteenth preceding such twelve (12) month period.

(c) Amounts credited to the account of this state pursuant to 42 U.S.C. 1103, as amended, may not be obligated except for the payment of cash benefits to individuals with respect to their unemployment and for the payment of expenses incurred for the administration of this article and public employment offices pursuant to this section.

(d) Money appropriated as provided in this section for the payment of expenses incurred for the administration of this article and public employment offices pursuant to this section shall be requisitioned as needed for payment of obligations incurred under such appropriation and upon requisition shall be deposited in the employment and training services administration fund but, until expended, shall remain a part of the unemployment insurance benefit fund. The commissioner shall maintain a separate record of the deposit, obligation, expenditure, and return of funds so deposited. If any money so deposited is for any reason not to be expended for the purpose for which it was appropriated, or if it remains unexpended at the end of the period specified by the statute appropriating such money, it shall be withdrawn and returned to the Secretary of the Treasury of the United States for credit to this state's account in the unemployment trust fund.

(e) There is appropriated out of the funds made available to Indiana under Section 903 of the Social Security Act, as amended by Section 209 of the Temporary Extended Unemployment Compensation Act of 2002 (which is Title II of the federal Jobs Creation and Worker Assistance Act of 2002, Pub.L107-147), seventy-two million two hundred thousand dollars (\$72,200,000) to the department of workforce development. The appropriation made by this subsection is available for ten (10) state fiscal years beginning with the state fiscal year beginning July 1, 2003. Unencumbered money at the end of a state fiscal year does not revert to the state general fund.

(f) Money appropriated under subsection (e) is subject to the requirements of IC 22-4-37-1.

(g) Money appropriated under subsection (e) may be used only for the following purposes:

(1) The administration of the Unemployment Insurance (UI) program and the Wagner Peyser public employment office program.

(2) Acquiring land and erecting buildings for the use of the department of workforce development.

(3) Improvements, facilities, paving, landscaping, and equipment repair and maintenance that may be required by the department of workforce development.

(h) In accordance with the requirements of subsection (g), the department of workforce development may allocate up to the following amounts from the amount described in subsection (e) for the following purposes:



(1) Thirty-nine million two hundred thousand dollars (\$39,200,000) to be used for the modernization of the Unemployment Insurance (UI) system beginning July 1, 2003, and ending June 30, 2013.

(2) For:

(A) the state fiscal year beginning after June 30, 2003, and ending before July 1, 2004, five million dollars (\$5,000,000);

(B) the state fiscal year beginning after June 30, 2004, and ending before July 1, 2005, five million dollars (\$5,000,000);

(C) the state fiscal year beginning after June 30, 2005, and ending before July 1, 2006, five million dollars (\$5,000,000);

(D) the state fiscal year beginning after June 30, 2006, and ending before July 1, 2007, five million dollars (\$5,000,000); ~~and~~

(E) the state fiscal year beginning after June 30, 2007, and ending before July 1, 2008, five million dollars (\$5,000,000); ~~and~~

**(F) state fiscal years beginning after June 30, 2008, and ending before July 1, 2012, the unused part of any amount allocated in any year for any purpose under this subsection;** for the JOBS proposal to meet the workforce needs of Indiana employers in high wage, high skill, high demand occupations.

(3) For:

(A) the state fiscal year beginning after June 30, 2003, and ending before July 1, 2004, four million dollars (\$4,000,000);

(B) the state fiscal year beginning after June 30, 2004, and ending before July 1, 2005, four million dollars (\$4,000,000);

to be used by the workforce investment boards in the administration of Indiana's public employment offices.

(i) The amount appropriated under subsection (e) for the payment of expenses incurred in the administration of this article and public employment is not required to be obligated within the two (2) year period described in subsection (a)(2).

SECTION 107. IC 31-25-2-5, AS ADDED BY P.L.145-2006, SECTION 271, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 5. (a) This section applies after June 30, ~~2008~~. **2009**.

(b) A child protection caseworker or a child welfare caseworker may not be assigned work that exceeds the following maximum caseload levels at any time:

(1) For caseworkers assigned only initial assessments, including investigations of an allegation of child abuse or neglect, twelve (12) active cases per month per caseworker.

(2) For caseworkers assigned only ongoing cases, seventeen (17) active children per caseworker.

(3) For caseworkers assigned a combination of initial assessments, including investigations of an allegation of child abuse or neglect, and ongoing cases under subdivisions (1) and (2), four

(4) investigations and ten (10) active ongoing cases per caseworker.

(c) The department shall comply with the maximum caseload ratios described in subsection (b).

SECTION 108. IC 33-25-1-1 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2009]: Sec. 1. The court of appeals consists of ~~fifteen (15)~~ **eighteen (18)** judges, who serve for the hearing and decision of causes in ~~five (5)~~ **six (6)** geographic districts described in section 2 of this chapter under Article 7, Section 5 of the Constitution of the State of Indiana.

SECTION 109. IC 33-25-1-2 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2009]: Sec. 2. Indiana is divided into ~~five (5)~~ **six (6)** geographic districts, which shall be designated as the "court of appeals - First District; Second District; Third District; Fourth District; ~~and~~ Fifth District; ~~and Sixth District~~" as follows:



(1) First District: Bartholomew, Boone, Brown, Clark, Clay, Crawford, Daviess, Dearborn, Decatur, Dubois, Fayette, Floyd, Fountain, Franklin, Gibson, Greene, Hancock, Harrison, Hendricks, Henry, Jackson, Jefferson, Jennings, Johnson, Knox, Lawrence, Martin, Monroe, Montgomery, Morgan, Ohio, Orange, Owen, Parke, Perry, Pike, Posey, Putnam, Randolph, Ripley, Rush, Scott, Shelby, Spencer, Sullivan, Switzerland, Union, Vanderburgh, Vermillion, Vigo, Warrick, Washington, and Wayne.

(2) Second District: Adams, Blackford, Carroll, Cass, Clinton, Delaware, Grant, Hamilton, Howard, Huntington, Jay, Madison, Marion, Miami, Tippecanoe, Tipton, Wabash, Wells, and White.

(3) Third District: Allen, Benton, DeKalb, Elkhart, Fulton, Jasper, Kosciusko, LaGrange, Lake, LaPorte, Marshall, Newton, Noble, Porter, Pulaski, St. Joseph, Starke, Steuben, Warren, and Whitley.

(4) The entire state constitutes the Fourth District.

(5) The entire state constitutes the Fifth District.

**(6) The entire state constitutes the Sixth District.**

SECTION 110. IC 33-25-1-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2009]: Sec. 3. (a) Judges of the First, Second, and Third Districts of the court of appeals must have resided in their respective districts before appointment to the court. However, judges of the court of appeals appointed before July 1, 1993, must reside in the district from which they are appointed.

(b) The following requirements apply to judges of the Fourth, ~~and~~ Fifth, **and Sixth** Districts of the court of appeals:

(1) One (1) judge must have resided in the First District before appointment to the court.

(2) One (1) judge must have resided in the Second District before appointment to the court.

(3) One (1) judge must have resided in the Third District before appointment to the court.

(c) When a vacancy is created in the court of appeals, the individual who is appointed by the governor to fill the vacancy must be a resident of the district in which the vacancy occurred.

SECTION 111. IC 33-33-22-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 3. (a) IC 33-29-1-3 does not apply to this section.

(b) The Floyd superior court has ~~one (1) judge~~, **two (2) judges**, who shall be elected at the general election every six (6) years in Floyd County. ~~The A~~ judge's term begins January 1 following the judge's election and ends December 31 following the election of the judge's successor.

SECTION 112. IC 33-33-24-2 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: **Sec. 2. The judge of the Franklin circuit court may appoint one (1) full-time magistrate under IC 33-23-5. The magistrate continues in office until removed by the judge.**

SECTION 113. IC 33-33-29-6 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 6. The judges of the Hamilton superior court may jointly appoint ~~one (1)~~ **two (2)** full-time ~~magistrate magistrates~~ under IC 33-23-5. ~~The A~~ magistrate continues in office until removed by the judges of the superior court.

SECTION 114. IC 33-33-36-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 3. The Jackson superior court has ~~one (1) judge~~ **two (2) judges**. ~~who shall hold sessions in Seymour.~~

SECTION 115. IC 33-37-5-21 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 21. (a) This section applies to all civil, criminal, infraction, and ordinance violation actions.

(b) The clerk shall collect the following automated record keeping fee:

(1) Seven dollars (\$7) after June 30, 2003, and before July 1, ~~2009~~: **2011**.

(2) Four dollars (\$4) after June 30, ~~2009~~: **2011**.





1 SECTION 116. THE FOLLOWING ARE REPEALED [EFFECTIVE JULY 1, 2007]: IC 20-40-6-8;  
2 IC 20-46-4-9.

3 SECTION 117. THE FOLLOWING ARE REPEALED [EFFECTIVE JANUARY 1, 2008]:  
4 IC 20-43-1-15; IC 20-43-3-5; IC 20-43-5-1; IC 20-43-5-2; IC 20-43-5-8; IC 20-45-1-3; IC 20-45-1-4;  
5 IC 20-45-1-5; IC 20-45-1-8; IC 20-45-1-9; IC 20-45-1-10; IC 20-45-1-14; IC 20-45-1-15; IC 20-45-1-18;  
6 IC 20-45-1-19; IC 20-45-1-20.

7 SECTION 118. THE FOLLOWING ARE REPEALED [EFFECTIVE JANUARY 1, 2008]:  
8 IC 20-45-1-17; IC 20-45-3-3; IC 20-45-3-4; IC 20-45-3-5; IC 20-45-3-6; IC 20-45-3-7; IC 20-45-3-8;  
9 IC 20-45-3-9; IC 20-45-3-10.

10 SECTION 119. [EFFECTIVE JULY 1, 2007] (a) Notwithstanding IC 33-33-22-3, as amended by  
11 this act, the Floyd superior court is not expanded to two (2) judges until January 1, 2009.

12 (b) The initial election of the judge of the Floyd superior court added by IC 33-33-22-3, as  
13 amended by this act, is the general election on November 4, 2008. The term of the initially elected  
14 judge begins on January 1, 2009.

15 (c) This SECTION expires January 2, 2009.

16 SECTION 120. [EFFECTIVE JULY 1, 2007] (a) Notwithstanding IC 33-33-36-3, as amended  
17 by this act, the Jackson superior court is not expanded to two (2) judges until January 1, 2009.

18 (b) The initial election of the judge of the Jackson superior court added by IC 33-33-36-3, as  
19 amended by this act, is the general election on November 4, 2008. The term of the initially  
20 elected judge begins January 1, 2009.

21 (c) This SECTION expires January 2, 2009.

22 SECTION 121. [EFFECTIVE JULY 1, 2007] (a) The judicial nominating commission shall, in  
23 accordance with IC 33-27-3, nominate three (3) candidates for each of the three (3) judgeships  
24 for the court of appeals - Sixth District created by IC 33-25-1, as amended by this act. The  
25 commission shall submit the nominations to the governor before July 1, 2008.

26 (b) The governor shall appoint the three (3) initial judges of the court of appeals - Sixth  
27 District from the list of nominees submitted by the judicial nominating commission. The  
28 effective date of the appointments is January 1, 2009.

29 (c) The Indiana department of administration, with the approval of the chief judge of the  
30 court of appeals, shall arrange for facilities for the court of appeals - Sixth District in  
31 Indianapolis before January 1, 2009.

32 (d) This SECTION expires January 2, 2009.

33 SECTION 122. [EFFECTIVE UPON PASSAGE] The trustees of Vincennes University are  
34 authorized to acquire, construct, renovate, improve, and equip a multicultural center to be  
35 funded from sources other than student fees or state funds or bonds payable from student fees  
36 or state funds if the total cost of the project does not exceed five million dollars (\$5,000,000).  
37 Notwithstanding any other law, the trustees of Vincennes University shall submit the project and  
38 plan of finance to the commission for higher education and the budget agency for review. The  
39 commission for higher education and the budget agency may make recommendations on the  
40 project and plan of finance to the budget committee. If the commission for higher education and  
41 the budget agency do not make a recommendation within forty-five (45) days after the project  
42 is submitted, no review by the commission for higher education and the budget agency is  
43 required and Vincennes University may proceed with the project after review by the budget  
44 committee. This project is not eligible for fee replacement.

45 SECTION 123. [EFFECTIVE JULY 1, 2007] (a) Except as provided in subsection (d), the  
46 trustees of the following institutions may issue and sell bonds under IC 20-12-6, subject to the  
47 review by the budget committee required by IC 20-12-5.5, for the following projects if the sum  
48 of principal costs of any bond issued, excluding amounts necessary to provide money for debt



service reserves, credit enhancement, or other costs incidental to the issuance of the bonds, does not exceed the total authority listed below for that institution:

Indiana University Bloomington - Cyber Infrastructure Building	18,300,000
Indiana University School of Medicine South Bend	10,000,000
Indiana University, Purdue University at Indianapolis - Neurosciences Research Building	20,000,000
Indiana State University - Life Sciences/Chemistry Laboratory Renovations	14,800,000
Ball State University-Central Campus Academic Project	30,000,000
Purdue University Calumet Gyte Building A & E	2,400,000
Ivy Tech - Fort Wayne Technology Center and Demolition Costs	26,700,000
Ivy Tech - Sellersburg	16,000,000
Ivy Tech - Elkhart Phase I	16,000,000
Ivy Tech - Greencastle	8,000,000
Ivy Tech - Logansport	16,000,000
University of Southern Indiana College of Business - General Classroom Building	29,900,000

The foregoing projects are eligible for fee replacement appropriations beginning after June 30, 2008.

(b) Except as provided in subsection (d), the trustees of the following institution may issue and sell bonds under IC 20-12-6, subject to the review by the budget committee required by IC 20-12-5.5, for the following project if the sum of principal costs of any bond issued, excluding amounts necessary to provide money for debt service reserves, credit enhancement, or other costs incidental to the issuance of the bonds, does not exceed the total authority listed below for that institution:

Purdue University West Lafayette - Mechanical Engineering Addition	\$33,000,000
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The foregoing project is not eligible for fee replacement appropriations.

(c) Except as provided in subsection (d), the trustees of the following institution may issue and sell bonds under IC 20-12-6, subject to the review by the budget committee required by IC 20-12-5.5, for the following project if the sum of principal costs of any bond issued, excluding amounts necessary to provide money for debt service reserves, credit enhancement, or other costs incidental to the issuance of the bonds, does not exceed the total authority listed below for that institution:

Purdue University West Lafayette - Boiler No. 6	\$53,000,000
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The institution shall invite bids as provided under IC 20-12-3-2. The bids shall be open to inspection by the public. The foregoing project is eligible for fee replacement appropriations beginning after June 30, 2008.

(d) Notwithstanding any other law, the trustees of the institution shall submit the project and plan of finance to the commission for higher education and the budget agency for review. The commission for higher education and the budget agency may make recommendations on the project and plan of finance to the budget committee. If the commission for higher education and



1 the budget agency do not make a recommendation within forty-five (45) days after the project  
2 is submitted, no review by the commission for higher education and the budget agency is  
3 required, and the institution may proceed with the project and the issuance of the bonds after  
4 review by the budget committee.

5 SECTION 124. [EFFECTIVE JULY 1, 2007] (a) The trustees of the following institution may  
6 issue and sell bonds under IC 20-12-6, subject to the review by the budget committee required  
7 by IC 20-12-5.5, for the following project if the sum of principal costs of any bond issued,  
8 excluding amounts necessary to provide money for debt service reserves, credit enhancement,  
9 or other costs incidental to the issuance of the bonds, does not exceed the total authority listed  
10 below for that institution:

11 **Purdue University West Lafayette -**

12 **Animal Disease Diagnostic Laboratory (BSL-3) \$30,000,000**

13 (b) The Indiana department of administration, acting on behalf of the Indiana state board of  
14 animal health, in recognition of the state board of animal health's statutory functions involving  
15 the animal disease diagnostic laboratory, is hereby authorized and directed to enter into a lease  
16 agreement, as lessee, with the trustees of Purdue University as lessor, covering animal disease  
17 diagnostic laboratory (BSL-3).

18 SECTION 125. [EFFECTIVE UPON PASSAGE] The trustees of Indiana University may issue  
19 and sell bonds under IC 20-12-8, subject to the review by the budget committee required under  
20 IC 20-12-5.5, to provide funds for the acquisition, renovation, expansion, and improvements for  
21 the new Athletic Facilities (including all related and subordinate components of the new Athletic  
22 facilities) and may undertake the project if the total costs financed by the bond issue, excluding  
23 any amount necessary to provide money for debt service reserved, credit enhancement, or other  
24 costs incidental to the issuance of the bonds, do not exceed forty-five million dollars  
25 (\$45,000,000). Notwithstanding any other law, the trustees of Indiana University shall submit  
26 the project and plan of finance to the commission for higher education and the budget agency  
27 for review. The commission for higher education and the budget agency may make  
28 recommendations on the project and plan of finance to the budget committee. If the commission  
29 for higher education and the budget agency do not make a recommendation within forty-five  
30 (45) days after the project is submitted, no review by the commission for higher education and  
31 the budget agency is required and Indiana University may proceed with the project and the  
32 issuance of bonds after review by the budget committee. This project is not eligible for fee  
33 replacement.

34 SECTION 126. [EFFECTIVE JULY 1, 2007] There is appropriated from the state general fund  
35 to Ivy Tech Community College one million six hundred thousand dollars (\$1,600,000) for the  
36 purpose of making lease payments for the Portage Campus beginning July 1, 2008, and ending  
37 June 30, 2009. Any unencumbered amount from the appropriation under this SECTION  
38 remaining at the end of a state fiscal year does not revert to the state general fund but remains  
39 available for the purposes of the appropriation in subsequent state fiscal years.

40 SECTION 127. [EFFECTIVE JULY 1, 2007] (a) The purpose of this SECTION is to eliminate  
41 the accrued payment delay balances to state educational institutions, IHETS, and the Indiana  
42 commission for higher education that were created because of the distribution of eleven-twelfths  
43 (11/12) of the budgeted amount in the state fiscal year ending June 30, 2002, and a continuation  
44 of the practice of delayed payments in subsequent state fiscal years through the state fiscal year  
45 ending June 30, 2005.

46 (b) The following definitions apply throughout this SECTION:

47 (1) "IHETS" refers to the Indiana higher education telecommunication system.

48 (2) "State educational institution" has the meaning set forth in IC 20-12-0.5-1.



(c) There is appropriated to the budget agency sixty-two million, fifty-six thousand, eight hundred fifty-four dollars (\$62,056,854) from the state general fund for its use for general repair and rehabilitation or for repair and rehabilitation of dormitories or other student housing of state educational institutions, beginning July 1, 2007, and ending June 30, 2009, as follows:

**INDIANA UNIVERSITY - TOTAL SYSTEM**

General Repair and Rehab 24,343,840

**PURDUE UNIVERSITY - TOTAL SYSTEM**

General Repair and Rehab 17,189,072

**INDIANA STATE UNIVERSITY**

General Repair and Rehab 4,304,740

**UNIVERSITY OF SOUTHERN INDIANA**

General Repair and Rehab 1,612,030

**BALL STATE UNIVERSITY**

General Repair and Rehab 6,678,810

**VINCENNES UNIVERSITY**

General Repair and Rehab 1,804,222

**IVY TECH COMMUNITY COLLEGE**

General Repair and Rehab 6,124,142

(d) Notwithstanding P.L.246-2005, SECTION 32, the budget agency shall distribute to a state educational institution after June 30, 2007, and before July 1, 2009, the amount appropriated to the state educational institution under subsection (c). The distributions under subsection (c) shall be made as follows:

(1) Fifty percent (50%) of the distributions shall be made in one (1) or more installments after June 30, 2007, and before July 1, 2008, on the schedule determined by the budget agency after review of the schedule by the budget committee.

(2) Fifty percent (50%) of the distributions shall be made in one (1) or more installments after June 30, 2008, and before July 1, 2009, on the schedule determined by the budget agency after review of the schedule by the budget committee.

(3) Each distribution shall be separately allotted.

(e) An appropriation under subsection (c) is in addition to the appropriations for general repair and rehabilitation made in P.L.246-2005, SECTION 32, or any other law. Notwithstanding any other law, an appropriation under subsection (c) does not revert to the general fund under IC 4-13-2-19.

(f) The amount appropriated under subsection (c), when distributed to a state educational institution, shall be treated as reducing to zero dollars (\$0) any claim that the total system of the state educational institution has to one-twelfth (1/12) of the amount budgeted for the state educational institution in all line items in HEA 1001-2003, SECTION 9, for the state fiscal year ending June 30, 2005.

(g) An amount appropriated under subsection (c), when distributed to Indiana University, shall be treated as reducing to zero dollars (\$0) any claim that IHETS has to one-twelfth (1/12) of the amount budgeted for IHETS in all line items in HEA 1001-2003, SECTION 9, for the state fiscal year ending June 30, 2005.

(h) Amounts appropriated under subsection (c) shall be treated as reducing to zero dollars (\$0) any claim that the Indiana commission for higher education has to one-twelfth (1/12) of the amount budgeted for the Indiana commission for higher education in all line items in HEA 1001-2003, SECTION 9, for the state fiscal year ending June 30, 2005.

SECTION 128. [EFFECTIVE UPON PASSAGE] (a) Upon recommendation of the budget agency, the property tax replacement fund board established by IC 6-1.1-21-10 may increase or



1 decrease the distribution percentage specified in IC 6-1.1-21-10 for May 2007 in order to  
2 distribute the appropriation for property tax replacement credits and homestead credits. If the  
3 property tax replacement fund board increases or decreases the May 2007 distribution  
4 percentage for property tax replacement credits and homestead credits, it must increase or  
5 reduce the percentage used in determining the next distribution so that the sum of the calendar  
6 year percentages equals one hundred percent (100%).

7 (b) Not later than November 15, 2007, the budget agency shall certify to the property tax  
8 replacement fund board whether the amount calculated under IC 6-1.1-21-2.5 exceeds the total  
9 calendar year distributions made under IC 6-1.1-21-10. If the amount calculated under  
10 IC 6-1.1-21-2.5 exceeds the total calendar year distributions, the budget agency shall certify to  
11 the property tax replacement fund board the amount of additional distributions that must occur.  
12 The property tax replacement fund board shall certify the additional distributions to the  
13 department of state revenue for distribution on or before December 15, 2007. The amounts  
14 distributed shall be treated as levy excess and taken into consideration when fixing budgets for  
15 2008.

16 (c) If the amount calculated under IC 6-1.1-21-2.5 does not exceed the total calendar year  
17 distributions, the budget agency shall certify to the property tax replacement fund board the  
18 amounts by which the calendar year distributions must be reduced in order to equal the amount  
19 calculated under IC 6-1.1-21-2.5. The property tax replacement fund board shall reduce the  
20 November 2007 distribution percentage specified in IC 6-1.1-21-10 by the amount necessary to  
21 achieve the reductions certified to the property tax replacement fund board.

22 (d) This SECTION expires December 31, 2007.

23 SECTION 129. [EFFECTIVE UPON PASSAGE] The authorization for Indiana University to  
24 issue \$10,500,000 in bonds to finance the undergraduate business school renovation granted by  
25 HEA 1001-1999 is rescinded.

26 SECTION 130. [EFFECTIVE JULY 1, 2007] Notwithstanding SECTION 244 of HEA 1001-  
27 2005, the trustees of Purdue University may issue and sell bonds under IC 20-12-6, subject to  
28 the review by the budget committee required by IC 20-12-5.5, for the following project if the  
29 sum of principal costs of any bond issued, excluding amounts necessary to provide money for  
30 debt service reserves, credit enhancement, or other costs incidental to the issuance of the bonds,  
31 does not exceed the total authority listed below:

32 Purdue University North Central Campus

33 Parking Garage No. 1

8,000,000

34 The foregoing project is not eligible for fee replacement.

35 SECTION 131. [EFFECTIVE UPON PASSAGE] (a) The general assembly finds that the state  
36 of Indiana needs additional parking facilities in the area of the state capitol complex and the  
37 White River State Park for:

38 (1) employees of the state and the facilities located in the area of the state capitol complex  
39 and White River State Park; and

40 (2) visitors to or persons having business at facilities located in the area of the state capitol  
41 complex and White River State Park.

42 (b) The general assembly finds that the state of Indiana will have a continuing need for use  
43 and occupancy of the parking facilities described in subsection (a).

44 (c) The general assembly authorizes the Indiana finance authority to proceed with the  
45 projects described in subsection (a) under IC 4-13.5-1 and IC 4-13.5-4.

46 (d) The Indiana finance authority shall present a feasibility plan and cost estimate to the  
47 budget committee when the feasibility plan and cost estimate become available.



1       SECTION 132. [EFFECTIVE JANUARY 1, 2007 (RETROACTIVE)] (a) **IC 6-3.1-30.5**, as added  
2 by this act, applies to contributions made in taxable years beginning after December 31, 2006.

3       (b) The division of family resources, after consultation with the department of state revenue,  
4 may adopt temporary rules in the manner provided for the adoption of emergency rules to  
5 implement IC 20-50, as added by this act. A temporary rule adopted under this SECTION  
6 expires on the earliest of the following:

7       (1) The date another temporary rule is adopted under this SECTION that supersedes or  
8 repeals the previously adopted temporary rule.

9       (2) The date that a permanent rule adopted under IC 4-22-2 supersedes or repeals a  
10 temporary rule adopted under this SECTION.

11       (3) The date specified in the temporary rule.

12       (4) June 30, 2009.

13       SECTION 133. An emergency is declared for this act.



## COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1001, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration and to make an appropriation..

Delete everything after the enacting clause and insert:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1001 as introduced.)

CRAWFORD, Chair

Committee Vote: yeas, nays.

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## HOUSE MOTION

Mr. Speaker: Crawford

I move that House Bill 1001 be amended to read as follows:

Page 17, between lines 20 and 21, begin a new line block indented and insert:

**"FOR THE STATE EMPLOYEES APPEALS COMMISSION".**

Page 49, between lines 35 and 36, begin a new line block indented and insert:

**"The Indiana higher education telecommunications system shall administer the I-Light 2-Black Fiber project."**

Page 50, between lines 35 and 36, begin a new line block indented and insert:

**"In addition to the above appropriation from the public mass transportation fund, the increase in the deposits to the public transportation fund resulting from the amendment of IC 6-2.5-10-1 by this act are appropriated for public mass transportation, total operating expenses in the year the additional amount is deposited. Any unencumbered amount remaining from this appropriation at the end of a state fiscal year remains available in subsequent state fiscal years for the purposes for which it is appropriated."**

Page 55, between lines 41 and 42, begin a new line blocked left and insert:

**"The auditor of state shall transfer thirty million dollars (\$30,000,000) from the Indiana Medicaid reserve account to the state general fund before July 1, 2008. The transferred amount shall be used to fund the above appropriations."**

Page 56, between lines 31 and 32, begin a new line and insert:

**"General Fund**



**Total Operating Expense 2,500,000 2,500,000".**

Page 61, between lines 12 and 13, begin a new line block indented and insert:

**"The foregoing appropriations for C.H.O.I.C.E. In-Home Services do not revert to the state general fund or any other fund at the close of any state fiscal year but remain available for the purposes of C.H.O.I.C.E. In-Home Services in subsequent state fiscal years."**

Page 61, line 29, delete "\$233,000" and insert **"three hundred thirty-three thousand dollars (\$333,000)".**

Page 70, line 23, delete "26,825,043" and insert **"25,197,033".**

Page 70, delete line 33, begin a new line and insert:

**"Total Operating Expenses 18,206,917 18,356,970".**

Page 71, delete line 4, begin a new line and insert:

**"Total Operating Expenses 1,562,954 1,593,213".**

Page 71, delete line 6, begin a new line and insert:

**"Total Operating Expenses 1,441,882 1,469,658".**

Page 71, delete line 8, begin a new line and insert:

**"Total Operating Expenses 2,027,273 2,066,819".**

Page 71, delete line 14, begin a new line and insert:

**"Total Operating Expenses 1,521,769 1,551,205".**

Page 71, delete line 16, begin a new line and insert:

**"Total Operating Expenses 1,804,667 1,839,761".**

Page 71, line 26, delete "22,450,049" and insert **"20,670,754".**

Page 72, delete lines 11 through 12.

Page 72, line 18, delete "28,131,118" and insert **"23,416,118".**

Page 72, line 26, delete "88,962" and insert **"0".**

Page 73, delete line 14, begin a new line and insert:

**"Total Operating Expense 100,635 102,648**

**NEW MANUFACTURING ECONOMY INITIATIVE**

**Total Operating Expense 5,000,000 5,000,000".**

Page 73, line 22, delete "11,706,740" and insert **"9,491,580".**

Page 73, between lines 24 and 25, begin a new line and insert:

**"STEM EDUCATION PROGRAM**

**Total Operating Expense 500,000 1,250,000".**

Page 73, between lines 28 and 29, begin a new line and insert:

**"ENTREPRENEURIAL COLLEGE**

**Total Operating Expense 0 1,000,000".**

Page 73, line 34, delete "6,375,082" and insert **"6,197,157".**

Page 73, line 38, delete "23,077,786" and insert **"19,768,389".**

Page 73, delete line 47, begin a new line and insert:

**"Total Operating Expense 4,827,208 4,972,024".**

Page 81, delete line 40, begin a new line and insert:

**"Total Operating Expense 2,165,635,334 2,262,190,210".**

Page 81, line 47, delete "2005" and insert **"2007".**

Page 83, between lines 29 and 30, begin a new line block indented and insert:

**"The above appropriations shall be expended to implement full-day kindergarten programs on the following schedule:**





(1) Beginning with the 2007-2008 school year, each school corporation shall offer a full-day kindergarten program for each kindergarten student who is eligible to receive a free or reduced price lunch under the national school lunch program.

(2) Beginning with the 2008-2009 school year, each school corporation with a percentage of students eligible to receive free or reduced price lunches that is higher than the statewide median percentage of students eligible to receive free or reduced price lunches, as determined by the department of education based upon the number of students in each school corporation who are eligible to receive free or reduced price lunches under the national school lunch program during the 2006-2007 school year, shall offer a program for all kindergarten students.

(3) Beginning with the 2009-2010 school year, each school corporation shall offer a program to all kindergarten students.

The above appropriations may not be used to provide full-day kindergarten in charter schools. To provide full day kindergarten programs, a school corporation that determines there is inadequate space to offer a program in the school corporation's existing facilities may offer the program in any suitable space located within the geographic boundaries of the school corporation. A full day kindergarten program offered by a school corporation must meet the academic standards and other requirements of IC 20."

Page 87, line 45, after "balances" insert "and".

Page 87, line 47, delete "the costs incurred by each county for child services".

Page 87, line 48, delete "(as defined in IC 12-19-7-1)".

Page 88, line 6, after "costs" insert "**payable from property taxes (including cash balances and the proceeds of bonds or loans payable from property taxes)**".

Page 88, delete lines 8 through 9.

Page 88, line 10, delete "(as defined in IC 12-19-7-1)".

Page 88, line 14, after "costs" insert "**payable from property taxes (including cash balances and the proceeds of bonds or loans payable from property taxes)**".

Page 88, delete line 16.

Page 88, between lines 41 and 42, begin a new line block indented and insert:

**"Notwithstanding any other law, except as specifically authorized in a law enacted by the general assembly after February 20, 2007, no officer or agency of the state, including the property tax replacement fund board, may make a distribution of money to political subdivisions to replace revenue lost from the granting of homestead credits under IC 6-1.1-20.9 and property tax replacement credits under IC 6-1.1-21-5 on any schedule other than the schedule specified in IC 6-1.1-21-10."**

Page 94, line 8, delete "." and insert "**and other projects as specified."**



Page 99, between lines 38 and 39, being a new line block indented and insert:

**"G. OTHER PROJECTS**

**MARTIN COUNTY 4-H BOARD**

**Build Indiana Fund (IC 4-30-17)**

**Martin County Community Building 39,490**

**The above appropriation shall be paid from funds remaining after the transfers required under IC 4-30-17-3.5.**

**DEPARTMENT OF NATURAL RESOURCES**

**Build Indiana Fund (IC 4-30-17)**

**Lake Shafer & Lake Freeman Dredging 850,000**

**The above appropriation shall be paid from funds remaining after the transfers required under IC 4-30-17-3.5.**

**DEPARTMENT OF CORRECTION**

**Postwar Construction Fund (IC 7.1-4-8-1)**

**Rockville Sewer Upgrade Serving the  
Rockville Correctional Facility 1,000,000".**

Page 123, between lines 41 and 42, begin a new paragraph and insert:

**"SECTION 58. IC 6-8-12 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:**

**Chapter 12. Eligible Event; Exemption from Taxation**

**Sec. 1. As used in this chapter, "eligible entity" means the following:**

- (1) A not-for-profit trade association under Section 501(c)(6) of the Internal Revenue Code known as the National Football League.**
- (2) Any corporation, partnership, limited liability company, or other entity owned or controlled by the entity described in subdivision (1).**
- (3) Any member club of the entity described in subdivision (1).**
- (4) Any not-for-profit charitable organization affiliated with the entity described in subdivision (1).**

**Sec. 2. As used in this chapter, "eligible event" means an event known as the Super Bowl that is conducted by the entity described in section 1(1) of this chapter.**

**Sec. 3. All property owned by an eligible entity, revenues of an eligible entity, and expenditures and transactions of an eligible entity:**

- (1) in connection with an eligible event; and**
- (2) resulting from holding an eligible event in Indiana or making preparatory advance visits to Indiana in connection with an eligible event;**

**are exempt from taxation in Indiana for all purposes.**

**Sec. 4. The excise tax under IC 6-9-13 does not apply to an eligible event."**

Page 124, between lines 13 and 14, begin a new paragraph and insert:



"SECTION 60. IC 10-11-2-27 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 27. (a) The board shall categorize salaries of motor carrier inspectors within each rank based upon the rank held and the number of years of service in the department through the tenth year. The salary ranges the board assigns to each rank shall be divided into a base salary and ten (10) increments above the base salary, with:

- (1) the base salary in the rank paid to a person with less than one (1) year of service in the department; and
- (2) the highest salary in the rank paid to a person with at least ten (10) years of service in the department.

(b) For purposes of creating the salary matrix prescribed by this section, the board may not approve salary ranges for any rank that are less than the salary ranges effective for that rank on January 1, 1995.

(c) The salary matrix prescribed by this section:

- (1) shall be reviewed and approved by the budget agency before implementation; **and**
- (2) **must include the job classifications of district coordinator and motor carrier zone coordinator.**

(d) ~~The money needed to fund the salaries resulting from the matrix prescribed by this section must come from the appropriation from the professional and technical equity fund."~~

Page 125, line 11, delete "on" and insert "**related to treatment and cure of**".

Page 125, line 11, after "injuries" delete "related to the" and insert "**, including**".

Page 125, line 11, after "management" delete "and" and insert ",".

Page 125, line 12, delete "of spinal cord and head injuries and research related to" and insert "**, rehabilitative techniques, and**".

Page 126, line 8, delete "." and insert "**under this chapter.**".

Page 126, line 9, delete "." and insert "**under this chapter.**".

Page 126, line 12, after "chapter." insert "**For purposes of this subdivision the board may establish an independent scientific advisory panel composed of scientists and clinicians who are not members of the board to review proposals submitted to the board and make recommendations to the board. Collaborations are encouraged with other Indiana-based researchers as well as researchers located outside Indiana, including researchers in other countries.**".

Page 131, between lines 11 and 12, begin a new paragraph and insert:

"SECTION 80. IC 20-20-35 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

**Chapter 35. Prekindergarten Grant Pilot Program**

**Sec. 1. As used in this chapter, "eligible provider" means any of the following:**

- (1) School corporations.



**(2) Any entity providing a prekindergarten program that is accredited by the National Association for the Education of Young Children.**

**However, the term does not include a charter school or an entity affiliated with a charter school.**

**Sec. 2. As used in this chapter, "pilot program" refers to the pilot program established under section 3 of this chapter.**

**Sec. 3. (a) The department shall establish a pilot program to provide grants to eligible providers selected by the department to implement prekindergarten programs.**

**(b) The department shall administer the pilot program.**

**Sec. 4. (a) To be eligible for selection as a pilot program grant recipient, an eligible provider must do the following:**

**(1) Apply to the department for a grant, on forms provided by the department, and include a detailed description of the eligible provider's proposed prekindergarten program. The description must include at least the following information:**

**(A) An estimate of the number of students likely to participate.**

**(B) A description of the prekindergarten curriculum that will be instituted by the eligible provider. The prekindergarten curriculum must be consistent with the Foundations to the Indiana Academic Standards for Young Children (or successor standards adopted by the department of education).**

**(C) A description of how the curriculum of the proposed prekindergarten program aligns with existing programs and standards for students in kindergarten through grade 3.**

**(D) An estimate of the cost of implementing the prekindergarten program.**

**(2) Demonstrate a commitment by teachers, parents, and school administrators toward carrying out the proposed prekindergarten program.**

**(3) Comply with any other requirements set forth by the department.**

**(b) Subject to section 6 of this chapter, after review of the applications submitted under this section, the department shall do the following:**

**(1) Select the eligible providers that will participate in the pilot program.**

**(2) Provide grants to the eligible providers selected to participate in the pilot program.**

**(c) The education roundtable shall provide recommendations to the department concerning the criteria to be used by the department in selecting the eligible providers that will participate in the pilot program.**

**(d) The criteria to be used by the department in selecting the eligible providers that will participate in the pilot program must do the following:**



- (1) Include at least an evaluation of the following:
  - (A) The information submitted by the eligible provider under subsection (a).
  - (B) The coordination of the proposed prekindergarten program with local health services and social services.
- (2) Take into consideration the requirements of section 6 of this chapter.

**Sec. 5.** A prekindergarten program that is part of the pilot program and is funded by a grant under this chapter:

- (1) may serve only prekindergarten students who are at least four (4) years of age on September 1 of the school year; and
- (2) may be a half-day or full-day program.

**Sec. 6.** The department shall:

- (1) select a representative sample of eligible providers, determined through an application procedure, to participate in the pilot program;
- (2) give priority to the selection of:
  - (A) lower performing school corporations; and
  - (B) private providers of prekindergarten programs located in areas served by lower performing school corporations; and
- (3) to the extent possible, select eligible providers so that the pilot program will:
  - (A) achieve a geographic balance throughout Indiana;
  - (B) include urban, suburban, and rural eligible providers; and
  - (C) include both public eligible providers and private eligible providers.

**Sec. 7.** Subject to the approval of the department, an eligible provider participating in the pilot program may enter into a contract with an individual or a nonprofit entity for the operation and management of all or any part of a prekindergarten program funded by a grant under this chapter.

**Sec. 8.** Unexpended money appropriated to the department for the department's use in implementing the pilot program at the end of a state fiscal year does not revert to the state general fund but remains available to the department for the department's continued use under this chapter.

**Sec. 9.** The department shall adopt rules under IC 4-22-2 to implement this chapter. The rules must include the following:

- (1) Minimum requirements concerning the prekindergarten curriculum that must be used by an eligible provider participating in the pilot program. The prekindergarten curriculum must be consistent with the Foundations to the Indiana Academic Standards for Young Children (or successor standards adopted by the department of education).
- (2) The maximum class size of a prekindergarten program funded by a grant under this chapter.



(3) A requirement that each class in a prekindergarten program funded by a grant under this chapter must be taught by a teacher who has any of the following:

- (A) A prekindergarten teacher's license.
- (B) An early childhood education teacher's license.
- (C) A degree in early childhood education, child development, elementary education, or early childhood special education.

**Sec. 10. (a)** Each eligible provider that participates in the pilot program shall annually prepare a written report detailing all the pertinent information concerning the implementation of the pilot program, including any recommendations made and conclusions drawn from the pilot program. The eligible provider must submit the report to the department before July 1 of each year.

(b) Before November 1 of each year, the department shall submit a report to the governor and the general assembly on the pilot program. The report must include the following:

- (1) Any conclusions and recommendations made by the department concerning prekindergarten programs.
- (2) Information concerning the cost of expanding the pilot program statewide.
- (3) A description of any social programs or health programs that could be provided efficiently with prekindergarten programs.

A report submitted under this subsection to the general assembly must be in an electronic format under IC 5-14-6.

(c) The department shall monitor the performance of students who participate in the pilot program as those students continue their education in elementary school.

**Sec. 11.** This chapter expires July 1, 2014.

SECTION 81. IC 20-23-14.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]:

**Chapter 14.5. Election of Governing Body Members in Mishawaka**

**Sec. 1.** In a school city established under IC 20-23-4 located in a city having a population of more than forty-six thousand five hundred (46,500) but less than fifty thousand (50,000), if a majority of the voters voting in the municipal election held on November 6, 2007, vote in favor of an elected school board, the governing body consists of a board of trustees of seven (7) members elected in the manner provided in this chapter.

**Sec. 2. (a)** For purposes of this section, a reference to a common council district of the city is a reference to the district as it existed on January 1, 2007.

(b) The city is divided into the following three (3) districts:

- (1) District One consists of the first district of the common council and the second district of the common council.
- (2) District Two consists of the third district of the common council and the fourth district of the common council.



(3) District Three consists of the fifth district of the common council and the sixth district of the common council.

Sec. 3. As used in this chapter, "district" refers to a district of the governing body established by section 2(b) of this chapter.

Sec. 4. Beginning with the general election held in November 2008, and every four (4) years thereafter, three (3) members of the governing body shall be elected by voters of the districts as provided in this chapter. The candidate who receives the greatest number of votes among all candidates for a district seat is elected.

Sec. 5. (a) Beginning with the general election held in November 2008, and every four (4) years thereafter, one (1) member of the governing body shall be elected by all the voters of the school city as provided in this chapter. The candidate who receives the greatest number of votes among all candidates for an at-large seat is elected.

(b) Beginning with the general election held in November 2010, and every four (4) years thereafter, three (3) members of the governing body shall be elected by all the voters of the school city as provided in this chapter. The three (3) candidates who receive the greatest number of votes among all candidates for an at-large seat are elected.

Sec. 6. Except as provided in this chapter, IC 3 applies to an election held under this chapter.

Sec. 7. The circuit court clerk shall prepare a separate ballot to be used for governing body elections. Candidates shall appear on the ballot in alphabetical order.

Sec. 8. (a) The term of a member of the governing body is four (4) years, beginning on January 1 following the member's election.

(b) A member may be reelected."

Page 137, line 24, strike "SEVEN" and insert "TWO".

Page 137, lines 31, strike "The data to be used in making the calculations under STEP ONE".

Page 137, line 32, strike "must be the data from the 2000 federal decennial census."

Page 139, line 3, delete "greater" and insert "less".

Page 157, line 41, after "transfer." insert "Notwithstanding any other law, no transfer to the counter-cyclical revenue and economic stabilization fund from any other fund may be made before July 1, 2009."

Page 157, line 42, strike "2007." and insert "2009."

Page 161, line 40, delete "Indiana arts commission" and insert "department of natural resources and the department of agriculture".

Page 162, line 35, delete "(\$2,250,000)" and insert "(\$1,250,000) for the biennium".

Page 163, line 13, delete "\$19,000,000" and insert "\$27,000,000".

Page 163, between lines 19 and 20, begin a new line and insert:

"Indiana State University - Life Sciences/Chemistry	
Laboratory Renovations	14,800,000
Ball State University-Central Campus	



**Academic Project**

**30,000,000".**

Page 164, line 7, after "public." insert **"The foregoing project is eligible for fee replacement appropriations beginning after June 30, 2009."**

Page 165, line 9, after "that" insert **"are part of the total county tax levy (as defined in IC 6-1.1-21-2) and"**.

Page 165, line 9, after "2008" insert **"and 2009"**.

Page 165, line 10, delete "." and insert **"for the particular year."**

Page 165, line 11, after "2008," insert **"and March 1, 2009,"**.

Page 165, line 12, after "a county" insert **"fifty percent (50%) of"**.

Page 165, line 24, delete "2007." and insert **"2008."**

Page 166, between lines 1 and 2, begin a new paragraph and insert:  
**"SECTION 170. [EFFECTIVE JULY 1, 2007] (a) This SECTION applies only if a majority of the voters voting in the municipal election referred to in IC 20-23-14.5-1, as added by this act, vote in favor of an elected school board.**

**(b) As used in this SECTION, "governing body" refers to the governing body of the school city.**

**(c) As used in this SECTION, "school city" refers to a school city described in IC 20-23-14.5-1, as added by this act.**

**(d) Notwithstanding any other law, the term of a member of the governing body serving on June 30, 2008, expires January 1, 2009.**

**(e) Notwithstanding 20-23-14.5-5, as added by this act, all at-large members of the governing body shall be elected at the November 2008 general election. Notwithstanding IC 20-23-14.5-8, as added by this act, the term of each of the three (3) at-large members of the governing body elected who receive the fewest number of votes among the at-large members elected expires January 1, 2011. The successors of these members shall be elected at the November 2010 general election and serve a four (4) year term as provided in IC 20-23-14.5-8, as added by this act.**

**(f) This SECTION expires January 1, 2015.**

**SECTION 171. [EFFECTIVE JULY 1, 2007] (a) The circuit court clerk of St. Joseph County shall cause the following public question to be placed on the ballot in the school city of Mishawaka at the municipal election held on November 6, 2007:**

**"Shall the board of trustees of the school city of Mishawaka be elected, beginning with the November 6, 2008, general election?"**

**(b) IC 3 governs this SECTION.**

**(c) This SECTION expires January 1, 2009.**

**SECTION. 172. [EFFECTIVE JULY 1, 2007] (a) The purpose of this SECTION is to eliminate the accrued payment delay balances to state educational institutions and IHETS and the Indiana commission for higher education that were created because of the distribution of eleven-twelfths (11/12) of the budgeted amount in the state fiscal year ending June 30, 2002, and a continuation of the practice of delayed payments in subsequent state fiscal years through the state fiscal year ending June 30, 2005.**

**(b) The following definitions apply throughout this section:**





(1) "IHETS" refers to the Indiana higher education telecommunications system.

(2) "State educational institution" has the meaning set forth in IC 20-12-0.5-1.

(c) There is appropriated to the budget agency sixty-two million, fifty-six thousand, eight hundred fifty-four dollars (\$62,056,854) from the state general fund for its use for general repair and rehabilitation or for repair and rehabilitation of dormitories or other student housing of state educational institutions, beginning July 1, 2007, and ending June 30, 2009 as follows:

<b>INDIANA UNIVERSITY - TOTAL SYSTEM</b>	
General Repair and Rehab	24,343,840
<b>PURDUE UNIVERSITY - TOTAL SYSTEM</b>	
General Repair and Rehab	17,189,072
<b>INDIANA STATE UNIVERSITY</b>	
General Repair and Rehab	4,304,740
<b>UNIVERSITY OF SOUTHERN INDIANA</b>	
General Repair and Rehab	1,612,030
<b>BALL STATE UNIVERSITY</b>	
General Repair and Rehab	6,678,810
<b>VINCENNES UNIVERSITY</b>	
General Repair and Rehab	1,804,222
<b>IVY TECH COMMUNITY COLLEGE</b>	
General Repair and Rehab	6,124,142

(d) Notwithstanding P.L.246-2005, SECTION 32, the budget agency shall distribute to a state educational institution after June 30, 2007, and before July 1, 2009, the amount appropriated to the state educational institution under subsection (c). The distributions under subsection (c) shall be made as follows:

(1) Fifty percent (50%) of the distributions shall be made in one (1) or more installments after June 30, 2007, and before July 1, 2008, on the schedule determined by the budget agency after review of the schedule by the budget committee.

(2) Fifty percent (50%) of the distributions shall be made in one (1) or more installments after June 30, 2008, and before July 1, 2009, on the schedule determined by the budget agency after review of the schedule by the budget committee.

(3) Each distribution shall be separately allotted.

(e) An appropriation under subsection (c) is in addition to the appropriations for general repair and rehabilitation made in P.L.246-2005, SECTION 32, or any other law. Notwithstanding any other law, an appropriation under subsection (c) does not revert to the general fund under IC 4-13-2-19.

(f) The amount appropriated under subsection (c), when distributed to a state educational institution, shall be treated as reducing any claim that the total system of the state educational institution has to one-twelfth (1/12) of the amount budgeted for the state educational institution in all line items in HEA 1001-2003, SECTION 9, for the state fiscal year ending June 30, 2005. Subject to subsection (g), the amount of the claim reduction for each state



educational institution is equal to the amount distributed to the state educational institution. The amount of the claim reduction for the entire system, and the amount apportioned for each institution individually, shall be computed by the budget agency. The budget agency makes the final determination.

(g) An amount appropriated under subsection (c), when distributed to Indiana University, shall be treated as reducing any claim that IHETS has to one-twelfth (1/12) of the amount budgeted for IHETS in all line items in HEA 1001-2003, SECTION 9, for the state fiscal year ending June 30, 2005. The amount of the claim reduction is a part of the amount distributed to Indiana University - Total System apportioned as determined by the budget agency.

(h) Amounts appropriated under subsection (c) shall be treated as reducing any claim to zero dollars (\$0) that the Indiana commission for higher education has to one-twelfth (1/12) of the amount budgeted for the Indiana commission for higher education in all line items in HEA 1001-2003, SECTION 9, for the state fiscal year ending June 30, 2005.

SECTION 173. [EFFECTIVE JULY 1, 2007] There is appropriated from the state general fund to Ivy Tech Community College one million six hundred thousand dollars (\$1,600,000) for the purpose of making lease payments for the Portage Campus beginning July 1, 2008, and ending June 30, 2009. Any unencumbered amount from the appropriation under this SECTION remaining at the end of a state fiscal year does not revert to the state general fund but remains available for the purposes of the appropriation in subsequent state fiscal years."

Renumber all SECTIONS consecutively.

(Reference is to HB 1001 as printed February 19, 2007.)

CRAWFORD

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#### HOUSE MOTION

Mr. Speaker: I move that House Bill 1001 be amended to read as follows:

Page 166, between lines 1 and 2, begin a new paragraph and insert:

"SECTION 166. [EFFECTIVE JULY 1, 2007] (a) There is appropriated to the Indiana economic development corporation one million dollars (\$1,000,000) from the state general fund for the period beginning July 1, 2007, and ending June 30, 2009, for its use in providing technical and financial assistance to small businesses (as defined in IC 4-22-2.1-4) that engage in global commerce.

(b) This SECTION expires June 30, 2009.

SECTION 167. [EFFECTIVE JULY 1, 2007] (a) There is appropriated to the Indiana economic development corporation one million dollars (\$1,000,000) from the state general fund for its use in assisting the Indiana small business development center in



**the operation of the small business development center network, for the period beginning July 1, 2007, and ending June 30, 2009.**

**(b) Money appropriated by this SECTION must be used for the specific purpose described in subsection (a). Money appropriated by this SECTION may not be used to pay the administrative expenses of the Indiana economic development corporation.**

**(c) This SECTION expires June 30, 2009."**

Renumber all SECTIONS consecutively.

(Reference is to HB 1001 as printed February 19, 2007.)

BORROR

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#### COMMITTEE REPORT

Mr. Speaker: Your Committee on Rules and Legislative Procedures has had under consideration House Rule 149 and recommends that House Rule 149 and all other applicable House Rules be suspended so that Engrossed House Bill 1001 may be amended on third reading by consent of a constitutional majority of members. Thereafter, upon motion of the author, Engrossed House Bill 1001 may be recommended to a committee of one with special instructions to amend by vote of a constitutional majority.

PELATH

Committee Vote: yeas 51, nays 47.

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#### HOUSE MOTION

Mr. Speaker: I move that House Rule 149 and all other applicable House Rules be suspended so that Engrossed House Bill 1001 may be amended on third reading by consent of a constitutional majority of members. Thereafter, upon motion of the author, Engrossed House Bill 1001 may be recommitted to a committee of one with special instructions to amend by vote of a constitutional majority.

PELATH

Motion Vote: yeas 51, nays 48.

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#### HOUSE MOTION

Mr. Speaker: I move that House Bill 1001 be recommitted to a Committee of One, its author, with specific instructions to amend as follows:

Page 84, between lines 44 and 45, begin a new line blocked left and insert:



**"There is appropriated to the department of education one million dollars (\$1,000,000) from the state general fund for distribution to Penn-Harris-Madison School Corporation for remediation beginning July 1, 2007, and ending June 30, 2008, and one million dollars (\$1,000,000) from the state general fund for distribution to Penn-Harris-Madison School Corporation for remediation beginning July 1, 2008, and ending June 30, 2009. The amount appropriated in this paragraph shall be treated as supplementing the amount distributed to the school corporation for remediation under the formula and components of the formula for distributing funds and does not reduce the amount that the school corporation would otherwise receive under the formula. The amount appropriated under this paragraph shall be distributed at the same time as other money for remediation is distributed to the school corporation."**

Page 135, delete lines 37 through 48.

Page 136, delete lines 1 through 25.

Page 171, delete lines 26 through 48.

Renumber all SECTIONS consecutively.

(Reference is to HB 1001 as reprinted February 22, 2007.)

CRAWFORD

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#### COMMITTEE REPORT

Mr. Speaker: Your Committee of One, to which was referred House Bill 1001, begs leave to report that said bill has been amended as directed.

CRAWFORD

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#### COMMITTEE REPORT

Madam President: The Senate Committee on Appropriations, to which was referred House Bill No. 1001, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete the title and insert the following:

A BILL FOR AN ACT to amend the Indiana Code concerning state and local administration and to make an appropriation.

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to HB 1001 as reprinted February 23, 2007.)

MEEKS, Chairperson

Committee Vote: Yeas 7, Nays 4.



## SENATE MOTION

Madam President: I move that Engrossed House Bill 1001 be amended to read as follows:

Page 29, line 8, delete "From the Department of Insurance Fund (IC 27-1-3-28)" and insert "**Department of Insurance Fund (IC 27-1-3-28)**".

Page 29, delete lines 9 through 14.

Page 29, between lines 16 and 17, begin a new line and insert:

**"Augmentation allowed."**

Page 48, line 5, delete "From the General Fund" and insert "**General Fund**".

Page 73, line 46, delete "131,271,390" and insert "**130,271,390**".

Page 79, line 15, after "allowed" insert ".".

Page 79, line 20, after "allowed" insert ".".

Page 83, line 26, after "corporation's" insert "**or charter school's**".

Page 83, line 29, after "corporation" insert "**or charter school**".

Page 83, line 32, delete "corporation." and insert "**corporation or charter school.**".

Page 103, line 47, delete "UPON PASSAGE]:" and insert "JANUARY 1, 2008]:".

Page 106, line 27, delete "twenty (10)" and insert "**twenty (20)**".

Page 109, delete lines 40 through 48, begin a new paragraph and insert:

"SECTION 61. IC 20-24-7-2, AS AMENDED BY P.L.2-2006, SECTION 106, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 2. (a) Not later than the date established by the department for determining ADM, and after May 31 each year, the organizer shall submit to the department the following information on a form prescribed by the department:

- (1) The number of students enrolled in the charter school.
- (2) The name and address of each student.
- (3) The name of the school corporation in which the student has legal settlement.
- (4) The name of the school corporation, if any, that the student attended during the immediately preceding school year.
- (5) The grade level in which the student will enroll in the charter school.

The department shall verify the accuracy of the information reported.

(b) This subsection applies after December 31 of the calendar year in which a charter school begins its initial operation. The department shall distribute to the organizer the state tuition support distribution. The department shall make a distribution under this subsection at the same time and in the same manner as the department makes a distribution of state tuition support under IC 20-43-2 to other school corporations.

(c) The department shall provide to the department of local government finance the following information:

- (1) For each county, the number of students who:
  - (A) have legal settlement in the county; and



- (B) attend a charter school.
- (2) The school corporation in which each student described in subdivision (1) has legal settlement.
- (3) The charter school that a student described in subdivision (1) attends and the county in which the charter school is located.
- (4) The amount of the tuition support levy determined under IC 20-45-3-11 for each school corporation described in subdivision (2).
- (5) The amount determined under STEP TWO of the following formula:

STEP ONE: Determine the product of:

- (A) the target revenue per ADM (as defined in IC 20-43-1-26) determined for a charter school described in subdivision (3); multiplied by
- (B) thirty-five hundredths (0.35):

STEP TWO: Determine the product of:

- (A) the STEP ONE amount; multiplied by
- (B) the current ADM of a charter school described in subdivision (3):

- (6) The amount determined under STEP THREE of the following formula:

STEP ONE: Determine the number of students described in subdivision (1) who:

- (A) attend the same charter school; and
- (B) have legal settlement in the same school corporation located in the county:

STEP TWO: Determine the subdivision (5) STEP ONE amount for a charter school described in STEP ONE (A):

STEP THREE: Determine the product of:

- (A) the STEP ONE amount; multiplied by
- (B) the STEP TWO amount:".

Page 110, delete lines 1 through 8.

Page 110, between lines 31 and 32, begin a new paragraph and insert:

"SECTION 63. IC 20-33-8.5-5, AS AMENDED BY P.L.2-2006, SECTION 156, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 5. The agreement must provide how the expenses of supervising a student who has been suspended or expelled are funded. A school corporation may not be required to expend more than the **target transition to foundation** revenue per **adjusted** ADM (as defined in IC 20-43-1-26) for each student referred under the agreement."

Page 111, between lines 13 and 14, begin a new paragraph and insert:

"SECTION 67. IC 20-43-1-5, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 5. "~~Adjusted~~"Tuition support levy" refers to the amount determined under ~~IC 20-43-3-5~~. **IC 20-45-3-11.**



SECTION 68. IC 20-43-1-26, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 26. ~~"Target "~~**"Transition to foundation** revenue per **adjusted** ADM" refers to the amount determined under IC 20-43-5-9.

SECTION 69. IC 20-43-1-27, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 27. ~~"Total target revenue"~~ **"Regular program tuition support"** refers to the amount determined under IC 20-43-6-3."

Page 112, line 18, strike "maximum permissible".

Page 112, line 19, after "year" delete "," and insert ".".

Page 112, line 19, strike "made in determining the school corporation's adjusted tuition".

Page 112, strike line 20.

Page 112, between lines 22 and 23, begin a new line double block indented and insert:

**"(D) In 2009 and thereafter, the amount by which the school corporation's allocation amount for the school corporation's general fund is adjusted under IC 6-3.5-1.1-1.1(d)."**

Page 114, delete lines 6 through 21, begin a new paragraph and insert:

"SECTION 73. IC 20-43-5-1, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 1. A school corporation's ~~target~~ **transition to foundation** revenue per **adjusted** ADM for a calendar year is the amount determined under section 9 of this chapter."

Page 115, line 42, reset in roman "The data to be used in making the calculations under STEP ONE".

Page 115, line 43, reset in roman "must be the data".

Page 115, line 43, after "census." insert **"collected in September by the department."**

Page 117, line 11, strike "target" and insert **"transition to foundation"**.

Page 117, line 12, after "per" insert **"adjusted"**.

Page 117, between lines 15 and 16, begin a new paragraph and insert:

"SECTION 82. IC 20-43-6-2, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 2. The following amounts must be determined under this chapter to determine a school corporation's basic tuition support:

- (1) The school corporation's ~~total target revenue~~ **regular program tuition support** under section 3 of this chapter.
- (2) The school corporation's local contribution under section 4 of this chapter."

Page 117, line 17, strike "total".



Page 117, line 18, strike "target revenue" and insert "**regular program tuition support**".

Page 117, line 20, strike "target" and insert "**transition to foundation**".

Page 117, line 20, after "per" insert "**adjusted**".

Page 117, line 22, strike "total target revenue" and insert "**regular program tuition support**".

Page 117, line 26, strike "total target revenue" and insert "**regular program tuition support**".

Page 117, line 32, delete "The" and insert "**For calendar year 2008, the**".

Page 117, between lines 34 and 35, begin a new line block indented and insert:

**"(4) For 2009 and thereafter, the part of the school corporation's adjustment to the previous year's revenue for the year that equals the original amount of the adjustment to the previous year's revenue by the school corporation to cover the costs of opening a new school facility or reopening an existing facility during the preceding year."**

Page 117, line 35, delete "total target" and insert "**regular program tuition support**".

Page 117, line 36, delete "revenue".

Page 117, line 39, delete "total target revenue" and insert "**regular program tuition support**".

Page 118, between lines 13 and 14, begin a new paragraph and insert:

"SECTION 85. IC 20-43-6-5, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 5. A school corporation's basic tuition support for a calendar year is the difference between:

- (1) the school corporation's ~~total target revenue~~ **regular program tuition support** for the calendar year; minus
- (2) the school corporation's local contribution for the calendar year.

SECTION 86. IC 20-43-6-6, AS ADDED BY P.L.2-2006, SECTION 166, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 6. If the basic tuition support determined for a school corporation under section 5 of this chapter is negative, the

~~(1)~~ school corporation is not entitled to any state tuition support.

~~and~~

~~(2) school corporation's maximum permissible tuition support levy shall be reduced by the amount of the negative result."~~

Page 120, line 19, strike "total target revenue" and insert "**regular program tuition support**".

Page 120, between lines 45 and 46, begin a new paragraph and insert:

"SECTION 91. IC 20-45-1-11, AS ADDED BY P.L.2-2006, SECTION 168, IS AMENDED TO READ AS FOLLOWS





[EFFECTIVE JANUARY 1, 2008]: Sec. 11. "Excessive tax levy" means a school corporation's general fund property tax levy for a calendar year that exceeds the school corporation's ~~maximum~~ **permissible** tuition support levy."

Page 120, after line 48, begin a new paragraph and insert:

"SECTION 93. IC 20-45-3-2, AS ADDED BY P.L.2-2006, SECTION 168, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 2. Except as otherwise provided in this chapter, a school corporation may not impose a tuition support levy in a calendar year that exceeds the ~~maximum permissible~~ tuition support levy determined for the school corporation for a calendar year under section 11 of this chapter."

Page 121, line 13, strike "target" and insert "**transition to foundation**".

Page 121, line 13, after "per" insert "**adjusted**".

Page 121, line 47, delete "adjusted as provided" and insert "**equal to the amount determined**".

Page 122, between lines 45 and 46, begin a new paragraph and insert:

"SECTION 96. IC 20-49-1-3, AS ADDED BY P.L.2-2006, SECTION 172, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2009]: Sec. 3. ~~"Target~~ "**Transition to foundation** revenue per **adjusted** ADM" has the meaning set forth in IC 20-43-1-26.

SECTION 97. IC 20-49-7-10, AS ADDED BY P.L.2-2006, SECTION 172, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 10. The amount of an advance for operational costs may not exceed the amount determined under STEP THREE of the following formula:

STEP ONE: Determine the product of:

- (A) the charter school's enrollment reported under IC 20-24-7-2(a); multiplied by
- (B) the charter school's ~~target~~ **transition to foundation** revenue per **adjusted** ADM.

STEP TWO: Determine the quotient of:

- (A) the STEP ONE amount; divided by
- (B) two (2).

STEP THREE: Determine the product of:

- (A) the STEP TWO amount; multiplied by
- (B) one and fifteen-hundredths (1.15).

SECTION 98. IC 20-49-7-11, AS ADDED BY P.L.2-2006, SECTION 172, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2008]: Sec. 11. The amount of an advance for operational costs may not exceed the amount determined under STEP FOUR of the following formula:

STEP ONE: Determine the quotient of:

- (A) the charter school's ~~target~~ **transition to foundation** revenue per **adjusted** ADM; divided by
- (B) two (2).



STEP TWO: Determine the difference between:

- (A) the charter school's current ADM; minus
- (B) the charter school's ADM of the previous year.

STEP THREE: Determine the product of:

- (A) the STEP ONE amount; multiplied by
- (B) the STEP TWO amount.

STEP FOUR: Determine the product of:

- (A) the STEP THREE amount; multiplied by
- (B) one and fifteen-hundredths (1.15)."

Page 123, line 2, after "IC 20-43-1-15;" insert "IC 20-43-3-5; IC 20-43-5-1; IC 20-43-5-2;"

Page 123, line 2, after "IC 20-43-5-8;" insert "IC 20-45-1-3; IC 20-45-1-4; IC 20-45-1-5; IC 20-45-1-8; IC 20-45-1-9; IC 20-45-1-10;"

Page 123, line 2, after "IC 20-45-1-14" delete "." and insert "; IC 20-45-1-15; IC 20-45-1-18; IC 20-45-1-19; IC 20-45-1-20."

Page 132, line 2, delete "complex" and insert "**complex and the White River State Park for:**

- (1) employees of the state and the facilities located in the area of the state capitol complex and White River State Park; and**
- (2) visitors to or persons having business at facilities located in the area of the state capitol complex and White River State Park."**

Renumber all SECTIONS consecutively.

(Reference is to EHB 1001 as printed April 6, 2007.)

MEEKS

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#### SENATE MOTION

Madam President: I move that Engrossed House Bill 1001 be amended to read as follows:

Page 115, line 45, after "for" insert "**(1)**".

Page 115, line 47, delete "." and insert "; **and**

**(2) a charter school located in Marion County, is a weighted average of the complexity indexes of the school corporations where the students counted in the current ADM of the charter school have legal settlement as determined under STEP THREE of the following formula:**

**STEP ONE: Determine the number of students counted in the current ADM of the charter school that have legal settlement in a particular school corporation.**

**STEP TWO: Multiply the complexity index of each school corporation identified in STEP ONE by the STEP ONE amount for the school corporation.**

**STEP THREE: Divide the sum of the STEP TWO amounts by the current ADM of the charter school."**



Page 116, line 21, after "school" insert "**located outside Marion County**".

Page 116, between lines 25 and 26, begin a new line double block indented and insert:

**"(B) For a charter school located in Marion County that has previous year revenue that is not greater than zero (0), the charter school's STEP THREE amount is the weighted average of the transition to foundation revenue for the school corporations where the students counted in the current ADM of the charter school have legal settlement as determined under item (iv) of the following formula:**

**(i) Determine the transition to foundation revenue for each school corporation where a student counted in the current ADM of the charter school has legal settlement.**

**(ii) For each school corporation identified in item (i), divide the item (i) amount by the school corporation's current ADM.**

**(iii) For each school corporation identified in item (i), multiply the item (ii) amount by the number of students counted in the current ADM of the charter school that have legal settlement in the particular school corporation.**

**(iv) Determine the sum of the item (iii) amounts for the charter school."**

Page 116, line 26, strike "(B)" and insert "(C)".

Page 116, line 27, after "(A)" insert "**or (B)**".

(Reference is to EHB 1001 as printed April 6, 2007.)

KENLEY

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#### SENATE MOTION

Madam President: I move that Engrossed House Bill 1001 be amended to read as follows:

Page 105, between lines 3 and 4, begin a new paragraph and insert:  
"SECTION 45. IC 6-3.1-30.5 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ AS FOLLOWS [EFFECTIVE JANUARY 1, 2007 (RETROACTIVE)]:

**Chapter 30.5. School Scholarship Tax Credit**

**Sec. 1. As used in this chapter, "credit" refers to a credit granted under this chapter.**

**Sec. 2. As used in this chapter, "school scholarship program" refers to a grant program that is certified as a school scholarship program by the department of education under IC 20-50.**

**Sec. 3. As used in this chapter, "pass through entity" means:**

**(1) a corporation that is exempt from the adjusted gross income tax under IC 6-3-2-2.8(2);**

**(2) a partnership;**



- (3) a limited liability company; or
- (4) a limited liability partnership.

**Sec. 4.** As used in this chapter, "scholarship granting organization" refers to an organization that:

- (1) is exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue Code; and
- (2) conducts a school scholarship program.

**Sec. 5.** As used in this chapter, "state tax liability" means a taxpayer's total tax liability that is incurred under:

- (1) IC 6-3-1 through IC 6-3-7 (the adjusted gross income tax);
- (2) IC 6-5.5 (the financial institutions tax); and
- (3) IC 27-1-18-2 (the insurance premiums tax);

as computed after the application of the credits that under IC 6-3.1-1-2 are to be applied before the credit provided by this chapter.

**Sec. 6.** As used in this chapter, "taxpayer" means an individual or entity that has any state tax liability.

**Sec. 7.** A taxpayer that makes a charitable contribution to a scholarship granting organization for use by the scholarship granting organization in a school scholarship program is entitled to a credit against the taxpayer's tax liability in the taxable year in which the taxpayer makes the charitable contribution.

**Sec. 8.** The amount of a taxpayer's credit is equal to thirty-five percent (35%) of the amount of the charitable contribution made to the scholarship granting organization for a school scholarship program.

**Sec. 9.** A taxpayer is not entitled to a carryover, carryback, or refund of an unused credit.

**Sec. 10. (a) If:**

- (1) a pass through entity does not have state tax liability against which the credit may be applied; and
- (2) the pass through entity would be eligible for a credit if the pass through entity were a taxpayer;

a shareholder, partner, or member of the pass through entity is entitled to a credit under this chapter.

**(b)** The amount of the credit to which a shareholder, partner, or member of a pass through entity is entitled is equal to:

- (1) the credit determined for the pass through entity for the taxable year; multiplied by
- (2) the percentage of the pass through entity's distributive income to which the shareholder, partner, or member is entitled.

**Sec. 11.** To apply a credit against the taxpayer's state tax liability, a taxpayer must claim the credit on the taxpayer's annual state tax return or returns in the manner prescribed by the department. The taxpayer shall submit to the department the information that the department determines is necessary for the department to determine whether the taxpayer is eligible for the credit.



**Sec. 12.** A charitable contribution shall be treated as having been given for a school scholarship program if the charitable contribution is given to a scholarship granting organization that conducts a school scholarship program and either the:

- (1) taxpayer designates in a writing delivered to the scholarship granting organization not later than the date the charitable contribution is made that the charitable contribution is to be used only for a school scholarship program; or
- (2) scholarship granting organization provides the taxpayer with written confirmation that the charitable contribution will be dedicated for use in a school scholarship program.

**Sec. 13.** The total amount of tax credits awarded under this chapter may not exceed five million dollars (\$5,000,000) in any state fiscal year.

**Sec. 14.** The department shall provide on the Internet web site used by the department the following information:

- (1) The application for the credit provided in this chapter.
- (2) A timeline for receiving the credit provided in this chapter.
- (3) The total amount of credits awarded under this chapter during the current calendar year.

SECTION 13. IC 20-50 IS ADDED TO THE INDIANA CODE AS A NEW ARTICLE TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]:

#### **ARTICLE 50. EDUCATIONAL SCHOLARSHIPS**

##### **Chapter 1. Definitions**

**Sec. 1.** The definitions in this chapter apply throughout this article.

**Sec. 2.** "Agreement" refers to an agreement between the department of state revenue and an applicant that applies for certification of a school scholarship program.

**Sec. 3.** "Contribution" refers to a contribution to a scholarship granting organization for a school scholarship program.

**Sec. 4.** "Educational scholarship" refers to a grant to pay the tuition and fees that would otherwise be charged to:

- (1) an eligible student; or
- (2) a parent of an eligible student.

**Sec. 5.** "Eligible student" refers to an individual who:

- (1) has legal settlement in Indiana;
- (2) is at least five (5) years of age and less than twenty-two (22) years of age on the date in the school year specified in IC 20-33-2-7; and
- (3) either:
  - (A) qualifies for the federal free or reduced price lunch program; or
  - (B) received a scholarship under this article in the immediately preceding school year or the immediately preceding term of the current school year and qualified under clause (A) in the first year that the individual received a scholarship under this article.



**Sec. 6. "Federal free or reduced price lunch program" refers to the national free or reduced price lunch program established under 42 U.S.C. 1751 et seq.**

**Sec. 7. "School scholarship" refers to an educational scholarship awarded by a scholarship granting organization.**

**Sec. 8. "Participating school" refers to a public or nonpublic school:**

**(1) that an eligible student is required to pay tuition to attend; and**

**(2) that voluntarily agrees to enroll an eligible student.**

**The term does not include a public school in a school corporation where the eligible student has legal settlement under IC 20-26-11.**

**Sec. 9. "Scholarship granting organization" refers to an organization that:**

**(1) is exempt from federal income taxation under Section 501(c)(3) of the Internal Revenue Code; and**

**(2) is organized at least in part to grant educational scholarships.**

**Sec. 10. "Tuition and fees" means tuition, fees, and other costs that:**

**(1) an eligible student; or**

**(2) a parent of an eligible student;**

**is required to pay to enroll the eligible student in an elementary school program or high school program of a participating school. The term includes any payment for textbooks, transportation, and uniforms if the payments are typical for all other students attending the participating school.**

## **Chapter 2. Exchange of Information; Rules**

**Sec. 1. The department of state revenue shall maintain a publically available list of the school scholarship programs that are certified by the department of state revenue. The list must contain names, addresses, and any other information that the department of state revenue determines is necessary for the public to determine which scholarship granting organizations conduct school scholarship programs. A current list must be posted on any Internet web site used by the department of state revenue to provide information to the public about educational matters.**

## **Chapter 3. Educational Scholarship Organizations; Certification; Administration of Contributions**

**Sec. 1. As used in this chapter, "scholarship" refers to a school scholarship.**

**Sec. 2. A scholarship granting organization may apply to the department of state revenue for certification of an educational scholarship program as a school scholarship program.**

**Sec. 3. An educational scholarship program qualifies for certification as a school scholarship program if the applicant for certification:**

**(1) is a scholarship granting organization;**

**(2) applies to the department of state revenue on the form and in the manner prescribed by the department of state revenue;**



(3) enters into an agreement with the department of state revenue to comply with this article; and

(4) demonstrates the applicant's financial viability to the department of state revenue, if the applicant will receive at least fifty thousand dollars (\$50,000) in contributions in a school year, by filing with the department of state revenue before the beginning of the school year financial information that demonstrates the financial viability of the scholarship granting organization.

**Sec. 4.** The department of state revenue shall certify all qualifying applicants for certification as scholarship granting organizations.

**Sec. 5.** An agreement must require a scholarship granting organization to do the following:

(1) Provide a department of state revenue approved receipt to taxpayers for contributions made to the scholarship granting organization that will be used in a scholarship program. The department of state revenue shall prescribe a standardized form for a receipt to be issued by a scholarship granting organization to a taxpayer that indicates the value of a contribution and the amount of the contribution that is being designated for use in a scholarship program.

(2) Distribute at least ninety percent (90%) of the total amount of contributions as scholarships to eligible students.

(3) Distribute one hundred percent (100%) of any income earned on contributions as scholarships to eligible students.

(4) Conduct criminal background checks on all the scholarship granting organization's employees and board members and exclude from employment or governance any individual who might reasonably pose a risk to the appropriate use of contributed funds.

(5) Maintain with the department of state revenue proof of the scholarship granting organization's continuing financial viability in the form required in section 3(4) of this chapter for each school year in which the scholarship granting organization will receive at least fifty thousand dollars (\$50,000) in contributions.

(6) Make the reports required by this chapter.

**Sec. 6.** An agreement must prohibit a scholarship granting organization from distributing scholarships for use by an eligible student to:

(1) enroll in a school that has:

(A) paid staff or board members; or

(B) relatives of paid staff or board members;

in common with the scholarship granting support organization;

(2) enroll in a school that the scholarship granting organization knows does not qualify as a participating school;

or



- (3) pay tuition and fees for a public school where the eligible student is entitled to enroll without the payment of tuition.

**Sec. 7. (a)** A scholarship granting organization must publicly report to the department of state revenue by August 1 of each year the following information regarding the organization's scholarships in the previous school year:

- (1) The name and address of the scholarship granting organization.
- (2) The total number and total dollar amount of contributions received during the previous school year.
- (3) The:
  - (A) total number and total dollar amount of scholarships awarded during the previous school year; and
  - (B) total number and total dollar amount of scholarships awarded during the previous school year to students qualifying for the federal free and reduced price lunch program.

(b) The report must be certified under penalties of perjury by the chief executive officer of the scholarship granting organization.

**Sec. 8.** The department of state revenue shall prescribe a standardized form for scholarship granting organizations to report information required under this chapter.

**Sec. 9.** The department of state revenue may, in a proceeding under IC 4-21.5, suspend or terminate the certification of an organization as a scholarship granting organization if the department of state revenue establishes that the scholarship granting organization has intentionally and substantially failed to comply with the requirements of this article or an agreement entered into under this article.

**Sec. 10.** If the department of state revenue suspends or terminates the certification of an organization as a scholarship granting organization, the department of state revenue shall notify affected scholarship students and their parents of the decision as quickly as possible. A scholarship student affected by a suspension or termination of a scholarship granting organization's certification shall remain an eligible student under this article until the end of the school year after the school year in which the scholarship granting organization's certification is suspended or terminated, regardless of whether the scholarship student qualifies for the federal free or reduced price lunch program.

**Sec. 11.** The department of state revenue may conduct either a financial review or an audit of a scholarship granting organization if the department has evidence of fraud."

Page 132, between lines 8 and 9, begin a new paragraph and insert:  
"SECTION 117. [EFFECTIVE JANUARY 1, 2007 (RETROACTIVE)] (a) IC 6-3.1-30.5, as added by this act, applies to contributions made in taxable years beginning after December 31, 2006.

(b) The division of family resources, after consultation with the department of state revenue, may adopt temporary rules in the





manner provided for the adoption of emergency rules to implement IC 20-50, as added by this act. A temporary rule adopted under this SECTION expires on the earliest of the following:

- (1) The date another temporary rule is adopted under this SECTION that supersedes or repeals the previously adopted temporary rule.
- (2) The date that a permanent rule adopted under IC 4-22-2 supersedes or repeals a temporary rule adopted under this SECTION.
- (3) The date specified in the temporary rule.
- (4) June 30, 2009."

Renumber all SECTIONS consecutively.

(Reference is to EHB 1001 as printed April 6, 2007.)

STEELE

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#### SENATE MOTION

Madam President: I move that Engrossed House Bill 1001 be amended to read as follows:

Page 103, between lines 9 and 10, begin a new paragraph and insert:  
"SECTION 42. IC 5-13-5-6 IS ADDED TO THE INDIANA CODE AS A **NEW SECTION TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 6. Public funds may not be used to conduct embryonic stem cell research.**"

Renumber all SECTIONS consecutively.

(Reference is to EHB 1001 as printed April 6, 2007.)

DROZDA

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#### SENATE MOTION

Madam President: I move that Engrossed House Bill 1001 be amended to read as follows:

Page 102, after line 41, begin a new paragraph and insert:  
SECTION 41. IC 4-33-12-6, AS AMENDED BY P.L.4-2005, SECTION 23, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]:

Sec. 6. (a) The department shall place in the state general fund the tax revenue collected under this chapter.

(b) Except as provided by subsections (c) and (d) and IC 6-3.1-20-7, the treasurer of state shall quarterly pay the following amounts:

(1) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the licensed owner for each person embarking on a gambling excursion during the quarter or admitted to



a riverboat that has implemented flexible scheduling under IC 4-33-6-21 during the quarter shall be paid to:

(A) the city in which the riverboat is docked, if the city:

(i) is located in a county having a population of more than one hundred ten thousand (110,000) but less than one hundred fifteen thousand (115,000); or

(ii) is contiguous to the Ohio River and is the largest city in the county; and

(B) the county in which the riverboat is docked, if the riverboat is not docked in a city described in clause (A).

(2) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21;

shall be paid to the county in which the riverboat is docked. In the case of a county described in subdivision (1)(B), this one dollar (\$1) is in addition to the one dollar (\$1) received under subdivision (1)(B).

(3) Except as provided in subsection (k), ten cents (\$0.10) of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21;

shall be paid to the county convention and visitors bureau or promotion fund for the county in which the riverboat is docked.

(4) Except as provided in subsection (k), fifteen cents (\$0.15) of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during a quarter that has implemented flexible scheduling under IC 4-33-6-21;

shall be paid to the state fair commission, for use in any activity that the commission is authorized to carry out under IC 15-1.5-3.

(5) Except as provided in subsection (k), ten cents (\$0.10) of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21;

shall be paid to the division of mental health and addiction. The division shall allocate at least twenty-five percent (25%) of the funds derived from the admissions tax to the prevention and treatment of compulsive gambling.

(6) Except as provided in subsection (k), sixty-five cents (\$0.65) of the admissions tax collected by the licensed owner for each person embarking on a gambling excursion during the quarter or admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21 shall be paid to the Indiana horse racing commission to be distributed as follows, in amounts determined by the Indiana horse racing commission, for the promotion and operation of horse racing in Indiana:



(A) To one (1) or more breed development funds established by the Indiana horse racing commission under IC 4-31-11-10.

(B) To a racetrack that was approved by the Indiana horse racing commission under IC 4-31. The commission may make a grant under this clause only for purses, promotions, and routine operations of the racetrack. No grants shall be made for long term capital investment or construction, and no grants shall be made before the racetrack becomes operational and is offering a racing schedule.

(c) With respect to tax revenue collected from a riverboat located in a historic hotel district, the treasurer of state shall quarterly pay the following amounts:

(1) Twenty-five percent (25%) of the admissions tax collected during the quarter shall be paid to the county treasurer of the county in which the riverboat is docked. The county treasurer shall distribute the money received under this subdivision as follows:

(A) Twenty percent (20%) shall be quarterly distributed to the county treasurer of a county having a population of more than thirty-nine thousand six hundred (39,600) but less than forty thousand (40,000) for appropriation by the county fiscal body after receiving a recommendation from the county executive. The county fiscal body for the receiving county shall provide for the distribution of the money received under this clause to one (1) or more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after receiving a recommendation from the county executive.

(B) Twenty percent (20%) shall be quarterly distributed to the county treasurer of a county having a population of more than ten thousand seven hundred (10,700) but less than twelve thousand (12,000) for appropriation by the county fiscal body. The county fiscal body for the receiving county shall provide for the distribution of the money received under this clause to one (1) or more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established by the county fiscal body after receiving a recommendation from the county executive.

(C) Sixty percent (60%) shall be retained by the county where the riverboat is docked for appropriation by the county fiscal body after receiving a recommendation from the county executive. The county fiscal body shall provide for the distribution of part or all of the money received under this clause to the following under a formula established by the county fiscal body:

(i) A town having a population of more than two thousand two hundred (2,200) but less than three thousand five hundred (3,500) located in a county having a population of more than nineteen thousand three hundred (19,300) but less than twenty thousand (20,000).

(ii) A town having a population of more than three thousand five hundred (3,500) located in a county having a population of more than nineteen thousand three hundred (19,300) but less than twenty thousand (20,000).

(2) Sixteen percent (16%) of the admissions tax collected during the quarter shall be paid in equal amounts to each town that:



- (A) is located in the county in which the riverboat docks; and
- (B) contains a historic hotel.

The town council shall appropriate a part of the money received by the town under this subdivision to the budget of the town's tourism commission.

(3) Nine percent (9%) of the admissions tax collected during the quarter shall be paid to the historic hotel preservation commission established under IC 36-7-11.5.

(4) Twenty-five percent (25%) of the admissions tax collected during the quarter shall be paid to the West Baden Springs historic hotel preservation and maintenance fund established by IC 36-7-11.5-11(b).

(5) Twenty-five percent (25%) of the admissions tax collected during the quarter shall be paid to the Indiana economic development corporation to be used by the corporation for the development and implementation of a regional economic development strategy to assist the residents of the county in which the riverboat is located and residents of contiguous counties in improving their quality of life and to help promote successful and sustainable communities. The regional economic development strategy must include goals concerning the following issues:

- (A) Job creation and retention.
- (B) Infrastructure, including water, wastewater, and storm water infrastructure needs.
- (C) Housing.
- (D) Workforce training.
- (E) Health care.
- (F) Local planning.
- (G) Land use.
- (H) Assistance to regional economic development groups.
- (I) Other regional development issues as determined by the Indiana economic development corporation.

(d) With respect to tax revenue collected from a riverboat that operates from a county having a population of more than four hundred thousand (400,000) but less than seven hundred thousand (700,000), the treasurer of state shall quarterly pay the following amounts:

(1) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the licensed owner for each person:

- (A) embarking on a gambling excursion during the quarter; or
  - (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21;
- shall be paid to the city in which the riverboat is docked.

(2) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the licensed owner for each person:

- (A) embarking on a gambling excursion during the quarter; or
  - (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21;
- shall be paid to the county in which the riverboat is docked.

(3) Except as provided in subsection (k), ~~nine eight cents (\$0.09)~~ **(\$0.08)** of the admissions tax collected by the licensed owner for each person:



(A) embarking on a gambling excursion during the quarter; or  
(B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21;

shall be paid to the county convention and visitors bureau or promotion fund for the county in which the riverboat is docked.

(4) Except as provided in subsection (k), ~~one cent (\$0.01)~~ **two cents (\$0.02)** of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21;

shall be paid to the northwest Indiana law enforcement training center.

(5) Except as provided in subsection (k), fifteen cents (\$0.15) of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during a quarter that has implemented flexible scheduling under IC 4-33-6-21;

shall be paid to the state fair commission for use in any activity that the commission is authorized to carry out under IC 15-1.5-3.

(6) Except as provided in subsection (k), ten cents (\$0.10) of the admissions tax collected by the licensed owner for each person:

(A) embarking on a gambling excursion during the quarter; or

(B) admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21;

shall be paid to the division of mental health and addiction. The division shall allocate at least twenty-five percent (25%) of the funds derived from the admissions tax to the prevention and treatment of compulsive gambling.

(7) Except as provided in subsection (k), sixty-five cents (\$0.65) of the admissions tax collected by the licensed owner for each person embarking on a gambling excursion during the quarter or admitted to a riverboat during the quarter that has implemented flexible scheduling under IC 4-33-6-21 shall be paid to the Indiana horse racing commission to be distributed as follows, in amounts determined by the Indiana horse racing commission, for the promotion and operation of horse racing in Indiana:

(A) To one (1) or more breed development funds established by the Indiana horse racing commission under IC 4-31-11-10.

(B) To a racetrack that was approved by the Indiana horse racing commission under IC 4-31. The commission may make a grant under this clause only for purses, promotions, and routine operations of the racetrack. No grants shall be made for long term capital investment or construction, and no grants shall be made before the racetrack becomes operational and is offering a racing schedule.

(e) Money paid to a unit of local government under subsection (b)(1) through (b)(2), (c)(1) through (c)(2), or (d)(1) through (d)(2):

(1) must be paid to the fiscal officer of the unit and may be deposited in the unit's general fund or riverboat fund established under IC 36-1-8-9, or both;



(2) may not be used to reduce the unit's maximum levy under IC 6-1.1-18.5 but may be used at the discretion of the unit to reduce the property tax levy of the unit for a particular year;

(3) may be used for any legal or corporate purpose of the unit, including the pledge of money to bonds, leases, or other obligations under IC 5-1-14-4; and

(4) is considered miscellaneous revenue.

(f) Money paid by the treasurer of state under subsection (b)(3) or (d)(3) shall be:

(1) deposited in:

(A) the county convention and visitor promotion fund; or

(B) the county's general fund if the county does not have a convention and visitor promotion fund; and

(2) used only for the tourism promotion, advertising, and economic development activities of the county and community.

(g) Money received by the division of mental health and addiction under subsections (b)(5) and (d)(6):

(1) is annually appropriated to the division of mental health and addiction;

(2) shall be distributed to the division of mental health and addiction at times during each state fiscal year determined by the budget agency; and

(3) shall be used by the division of mental health and addiction for programs and facilities for the prevention and treatment of addictions to drugs, alcohol, and compulsive gambling, including the creation and maintenance of a toll free telephone line to provide the public with information about these addictions. The division shall allocate at least twenty-five percent (25%) of the money received to the prevention and treatment of compulsive gambling.

(h) This subsection applies to the following:

(1) Each entity receiving money under subsection (b).

(2) Each entity receiving money under subsection (d)(1) through (d)(2).

(3) Each entity receiving money under subsection (d)(5) through (d)(7).

The treasurer of state shall determine the total amount of money paid by the treasurer of state to an entity subject to this subsection during the state fiscal year 2002. The amount determined under this subsection is the base year revenue for each entity subject to this subsection. The treasurer of state shall certify the base year revenue determined under this subsection to each entity subject to this subsection.

(i) This subsection applies to an entity receiving money under subsection (d)(3) or (d)(4). The treasurer of state shall determine the total amount of money paid by the treasurer of state to the entity described in subsection (d)(3) during state fiscal year 2002. The amount determined under this subsection multiplied by nine-tenths (0.9) is the base year revenue for the entity described in subsection (d)(3). The amount determined under this subsection multiplied by one-tenth (0.1) is the base year revenue for the entity described in subsection (d)(4). The treasurer of state shall certify the base year revenue determined under this subsection to each entity subject to this subsection.



(j) This subsection does not apply to an entity receiving money under subsection (c). For state fiscal years beginning after June 30, 2002, the total amount of money distributed to an entity under this section during a state fiscal year may not exceed the entity's base year revenue as determined under subsection (h) or (i). If the treasurer of state determines that the total amount of money distributed to an entity under this section during a state fiscal year is less than the entity's base year revenue, the treasurer of state shall make a supplemental distribution to the entity under IC 4-33-13-5(g).

(k) This subsection does not apply to an entity receiving money under subsection (c). For state fiscal years beginning after June 30, 2002, the treasurer of state shall pay that part of the riverboat admissions taxes that:

- (1) exceed a particular entity's base year revenue; and
- (2) would otherwise be due to the entity under this section; to the property tax replacement fund instead of to the entity.

Renumber all SECTIONS consecutively.

(Reference is to EHB 1001 as printed April 6, 2007.)

MRVAN

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#### SENATE MOTION

Madam President: I move that Engrossed House Bill 1001 be amended to read as follows:

Page 62, line 39, delete "two" and insert "**three**".

Page 62, line 40, delete "(\$233,000)" and insert "**(\$333,000)**".

(Reference is to EHB 1001 as printed April 6, 2007.)

MRVAN

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#### SENATE MOTION

Madam President: I move that Senate Bill 1001 be amended to read as follows:

Page 83, between lines 43 and 44, begin a new line and insert:

**"In awarding grants from the above appropriations, the department of education may not refuse to make a grant to a school corporation or reduce the award that would otherwise be made to the school corporation because the school corporation used federal grants or loans, including Title I grants, to fund part or all of the school corporation's full day kindergarten program in a school year before the school year in which the grant will be given or because the school corporation intends to use federal grants or loans, including Title I grants, to fund part of the school**



**corporation's full day kindergarten program in a school year in which the grant will be given."**

(Reference is to EHB 1001 as printed April 6, 2007.)

SIMPSON

